

EXHIBIT 41

Filed Under Seal

DEPARTMENT OF CORRECTION
CITY OF NEW YORK

UOF PACKAGE

UOF ID Number 289 / 3
Incident Facility GRVC

Incident

UOF ID Number: 2893/23
Primary Incident Type: Use of Force
Primary Incident Status: Actual
Primary UOF Type: Control holds/takedown techniques
Secondary UOF Type: Application of Restraints
Reason For UOF: Prevention of Infliction of Harm
Occurred Time: Jun 7 2023 8:24AM
Reported Time: Jun 7 2023 9:45AM
Reported By: ADW [REDACTED]
Reported To: PS [REDACTED]
Incident Facility: GRVC
Facility Area: Barber Shop/Beauty Salon
Anticipated UOF (Call In): No

Description of Incident:

AT 0945 HOURS, THE FACILITY REPORTED, AT 0824 HOURS, IN THE BARBER SHOP AREA, INMATE [REDACTED] BECAME DISRUPTIVE, SPAT TOWARDS OFFICER [REDACTED] (NOT MAKING CONTACT) AND REFUSED ORDERS TO STOP. OFFICER [REDACTED] UTILIZED A CLOSED FIST TOWARDS THE INMATE FACIAL AREA AND HE BECAME IRATE. OFFICERS [REDACTED] UTILIZED UPPER BODY CONTROL HOLDS TAKING THE INMATE DOWN TO THE FLOOR. OFFICER [REDACTED] APPLIED THE SPIT MASK, GUIDED THE INMATE TO HIS FEET AND ESCORT HOLDS TO THE MINI CLINIC AND HE RESISTED BY PULLING AWAY. THE OFFICERS UTILIZED BODY CONTROL HOLDS TO RE-AFFIRMED AND THE INMATE WAS SECURED IN THE MINI CLINIC, TERMINATING THE INCIDENT. STAFF AND INMATE INJURIES ARE PENDING. THIS INCIDENT IS CLASSIFIED AS A "P" USE OF FORCE. VIDEO SURVEILLANCE: YES/CHEMICAL AGENT (OC) UTILIZED: NO. UPDATE: ON 06/21/23 THE FACILITY REPORTED THERE WERE NO STAFF AND INMATE INJURIES. THIS INCIDENT IS RECLASSIFIED AS A "C" USE OF FORCE.

Edited Description of Incident:

AT 0945 HOURS, THE FACILITY REPORTED, AT 0824

HOURS. IN THE BARBER SHOP AREA. INMATE
 [REDACTED] BECAME DISRUPTIVE,
 SPAT TOWARDS OFFICER [REDACTED]
 (NOT MAKING CONTACT) AND REFUSED ORDERS
 TO STOP. AS RESULT, A USE OF FORCE OCCURRED
 WITH THE BELOW LISTED STAFF. THIS USE OF
 FORCE INCIDENT IS CLASSIFIED AS A "P" USE OF
 FORCE. VIDEO SURVEILLANCE: YES/CHEMICAL
 AGENT (OC) UTILIZED: NO. UPDATE: ON 06/2 /23
 BASED ON MEDICAL THIS INCIDENT IS
 RECLASSIFIED AS A "C" USE OF FORCE.

Restraints: No

Video Captured: Yes

Incident Source: IRS

Status: Closed

Assigned Tour Commander Name: [REDACTED]

Assigned Captain Name: [REDACTED]

Assigned DDI Name: [REDACTED]

Assigned ID Supervisor Name: [REDACTED]

Assigned ID Investigator Name: [REDACTED]

Created By: IRS Interface

Created Date: Jun 7 2023 12:50PM

Updated By: [REDACTED]

Updated Date: Jul 13 2023 1:24PM

Preventative Action: GAVE ORDERS

Injury Class: C

DOC Age Categorization: Young Adult

Nunez Age Categorization: [REDACTED]

Location Description: BARBER SHOP AREA

Assigned Document Clerk Name: [REDACTED]

Staff Participants:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

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UOF ID Number: 2893723

Inmate Participants:

- [REDACTED]

Staff Witnesses:

- [REDACTED]

Inmate Witnesses:

- [REDACTED]
- [REDACTED]
- [REDACTED]

**Incident - Activity**

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 07 2023
Notes: Video Request sent
Created By: [REDACTED]
Created Date: Jun 13 2023 1:29PM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 08 2023
Notes: Case assigned
Created By: [REDACTED]
Created Date: Jun 13 2023 1:29PM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 20 2023

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UOF ID Number: 2893/23

Notes: Investigator assigned this case on 6/14/23
Created By: [REDACTED]
Created Date: Jun 20 2023 9:45AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 20 2023
Notes: Investigator interviewed PIC [REDACTED] on 06/13/23
Created By: [REDACTED]
Created Date: Jun 20 2023 9:45AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 20 2023
Notes: Investigator obtained BWC logbook on 06/23/2023
Created By: [REDACTED]
Created Date: Jun 20 2023 9:46AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 13 2023
Notes: Investigator reached out to ADW [REDACTED] for the proper medical documentation for staff/
Created By: [REDACTED]
Created Date: Jun 20 2023 9:47AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 20 2023
Notes: Investigator obtained 22Rs for DOC staff.
Created By: [REDACTED]
Created Date: Jun 20 2023 9:47AM
Updated Date:
Creator ID: [REDACTED]

**Incident - Activity**

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 21 2023
Notes: Investigator sent out Use Immunity
Created By: [REDACTED]
Created Date: Jun 21 2023 10:31AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 21 2023
Notes: Investigator sent out NTA for Officer [REDACTED] and Officer [REDACTED]
Created By: [REDACTED]
Created Date: Jun 21 2023 10:32AM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work

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UOF ID Number: 2893723

Activity Date: Jun 22 2023
Notes: Recieved the NTA for Officer [REDACTED]
Created By: [REDACTED]
Created Date: Jun 22 2023 2:30PM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 22 2023
Notes: Officer [REDACTED] has an approved time due for a Muslim holiday and he us unable to come in next Wednesday for an MEO-16 interview.
Created By: [REDACTED]
Created Date: Jun 22 2023 2:31PM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 22 2023
Notes: Officer [REDACTED] has mutual days off so he will be unable to come in for a MEO-16 interview.
Created By: [REDACTED]
Created Date: Jun 22 2023 2:32PM
Updated Date:
Creator ID: [REDACTED]

Incident - Activity

Access Level: ID
Activity Type: Documentation Work
Activity Date: Jun 22 2023
Notes: Investigator listened to securus phone call and checked visitor express for PIC [REDACTED].
Created By:

Created Date: Jun 22 2023 2:32PM

Updated Date:

Creator ID:

Incident - Activity

Access Level: ID

Activity Type: Documentation Work

Activity Date: Jun 26 2023

Notes: Went to interview PIC witness

Created By:

Created Date: Jun 26 2023 12:44PM

Updated Date:

Creator ID:

Incident - Activity

Access Level: ID

Activity Type: Documentation Work

Activity Date: Jun 28 2023

Notes: Conducted MEO-16 interviews on Officer and Officer

Created By:

Created Date: Jun 28 2023 7:41PM

Updated Date:

Creator ID:

Incident - Video/Audio Captured

Access Level: ID

Media Type: Video

Video/Audio Type: Stationary

Video Link:

Video/Audio Start Date and Time: Jun 7 2023 8:00AM

Video/Audio End Date and Time: Jun 7 2023 9:00AM

Created By:

Created Date: Jun 13 2023 4:52PM

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UOF ID Number: 2893/23

Updated Date:

Incident - Incident Event Log

Access Level: ID
Action: Complete Preliminary Review - Assign to ID
To Status: Preliminary Review - Pending ID Supervisor Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jun 13 2023 4:52PM

Incident - Incident Event Log

Access Level: ID
Action: Approve Preliminary Review - Assign to ID (send to DDI)
To Status: Preliminary Review - Assign to ID DDI Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jun 13 2023 5:56PM

Incident - Incident Event Log

Access Level: ID
Action: Approve Preliminary Review (initiate ID Investigation)
To Status: ID Investigation - Pending Investigation
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jun 14 2023 10:43PM

Incident - Incident Event Log

Access Level: ID
Action: Complete ID Investigation - Send to Supervisor
To Status: ID Investigation - Pending Supervisor Review & Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jun 28 2023 8:03PM

Incident - Incident Event Log

Access Level: ID

UOF ID Number: 2893/23 ~~Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 11 of 118~~

Action: Return - ID Investigation (to ID Investigator)
To Status: ID Investigation - Pending Investigation
Reason Not Approved: Revisions needed as discussed.
Created By: [REDACTED]
Created Date: Jul 2 2023 1:23PM

Incident - Incident Event Log

Access Level: ID
Action: Complete ID Investigation - Send to Supervisor
To Status: ID Investigation - Pending Supervisor Review & Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jul 3 2023 5:01PM

Incident - Incident Event Log

Access Level: ID
Action: Approve ID Investigation (send to DDI)
To Status: ID Investigation - Pending DDI Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jul 6 2023 6:38PM

Incident - Incident Event Log

Access Level: ID
Action: Return - ID Investigation (to Supervisor)
To Status: ID Investigation - Pending Supervisor Review & Approval
Reason Not Approved: See email
Created By: [REDACTED]
Created Date: Jul 8 2023 11:19AM

Incident - Incident Event Log

Access Level: ID
Action: Return - ID Investigation (to ID Investigator)
To Status: ID Investigation - Pending Investigation
Reason Not Approved: Revisions

needed.

Created By:

Created Date:

Jul 9 2023 2:15PM

Incident - Incident Event Log

Access Level:

ID

Action:

Complete ID Investigation - Send to Supervisor

To Status:

ID Investigation - Pending Supervisor Review & Approval

Reason Not Approved:

Created By:

Created Date:

Jul 10 2023 11:45AM

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

Created By:

Created Date:

Jul 10 2023 6:28PM

Incident - Incident Event Log

Access Level:

ID

Action:

Return - ID Investigation (to Supervisor)

To Status:

ID Investigation - Pending Supervisor Review & Approval

Reason Not Approved:

as requested

Created By:

Created Date:

Jul 10 2023 6:32PM

Incident - Incident Event Log

Access Level:

ID

Action:

Approve ID Investigation (send to DDI)

To Status:

ID Investigation - Pending DDI Approval

Reason Not Approved:

Created By:

Created Date:

Jul 10 2023 7:41PM

Incident - Incident Event Log

Access Level: ID
Action: Return - ID Investigation (to Supervisor)
To Status: ID Investigation - Pending Supervisor Review & Approval
Reason Not Approved: edit
Created By: [REDACTED]
Created Date: Jul 11 2023 8:40AM

Incident - Incident Event Log

Access Level: ID
Action: Approve ID Investigation (send to DDI)
To Status: ID Investigation - Pending DDI Approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jul 13 2023 1:24PM

Incident - Incident Event Log

Access Level: ID
Action: Approve ID Investigation (send to Deputy Commissioner, Investigation and Trials)
To Status: ID Investigation - Pending Deputy Commissioner, Investigation and Trials approval
Reason Not Approved:
Created By: [REDACTED]
Created Date: Jul 13 2023 1:25PM

Incident - Incident Event Log

Action: Approve ID Investigation (Deputy Commissioner, Investigation and Trials)
Reason Not Approved:
Created By:
Created Date:

Incident - Witness

Access Level: ID
Person Type: Staff
Shield #: [REDACTED]

Employee #: [REDACTED]
Assigned Facility: GEORGE R. VIERNO CENTER
First Name: [REDACTED]
Last Name: [REDACTED]
Date of Birth: [REDACTED]
Date of Hire: [REDACTED]
Gender: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 20 2023 9:53AM
Updated Date:
Title: Correction Officer
Title Effective Date: [REDACTED]
Deleted in IRS: No

Incident - Witness

Access Level: ID
Person Type: Inmate
Book & Case #: [REDACTED]
NYSID: [REDACTED]
First Name: [REDACTED]
Last Name: [REDACTED]
Date of Birth: [REDACTED]
Date of Hire:
Gender: Male
Inmate Facility: Robert N. Davoren Center
Classification Score: 12
Close Custody: No
ICR: No
Parole Violator?: No
PHD: No
Red ID: No
Under Mental Observation?: No
SRG Type: SRG
Created By: [REDACTED]

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UOF ID Number: 2893/23

Created Date: Jun 20 2023 9:53AM
Updated Date:
Race: Black or African American
Title Effective Date:
Deleted in IRS: No
Adolescent: No

Incident - Witness

Access Level: ID
Person Type: Inmate
Book & Case #: [REDACTED]
NYSID: [REDACTED]
First Name: [REDACTED]
Last Name: [REDACTED]
Date of Birth: [REDACTED]
Date of Hire:
Gender: Male
Inmate Facility: (Discharged)
Classification Score: 11
Close Custody: No
ICR: Yes
Parole Violator?: No
PHD: No
Red ID: Yes
Under Mental Observation?: No
SRG Type: SRG
Created By: [REDACTED]
Created Date: Jun 20 2023 9:54AM
Updated Date:
Race: Black or African American
Title Effective Date:
Deleted in IRS: No
Adolescent: No

Incident - Witness

UOF ID Number: 2893/23 Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 16 of 118

Access Level: ID
Person Type: Inmate
Book & Case #: [REDACTED]
NYSID: [REDACTED]
First Name: [REDACTED]
Last Name: [REDACTED]
Date of Birth: [REDACTED]
Date of Hire:
Gender: Male
Inmate Facility: George R. Vierno Center
Classification Score: 18
Close Custody: No
ICR: No
Parole Violator?: No
PHD: No
Red ID: Yes
Under Mental Observation?: No
SRG Type: SRG
Created By: [REDACTED]
Created Date: Jun 26 2023 12:47PM
Updated Date:
Race: Other
Title Effective Date:
Deleted in IRS: No
Adolescent: No
Other Race: Hispanic

Incident - Participant

Access Level: IRS Interface
Person Type: Staff
Shield #: [REDACTED]
Employee #: [REDACTED]
Book & Case #:
NYSID:
Last Name:

First Name:**Assigned Facility:**

GEORGE R. VIERNO CENTER

Title Effective Date:**Date of Hire:****Date of Birth:****Date of Admission:****Length of Stay:****Age:****Classification Score:****Disassociation Reason:****Created By:**

IRS Interface

Created Date:

Jun 7 2023 12:50PM

Updated By:

IRS Interface

Updated Date:

Jun 21 2023 8:10AM

Visitor Number:**Title:**

Correction Officer

Arrest No:**Indictment Docket No:****Hospital Name:****Participant Role:**

PARTICIPANT

Arrest Charge:**Arrest Date:****Court Date:****Arrest Disposition:****Notice Served:****Other Gender:****Other Race:****Other Mental Observation Facility:****Middle Name:****Incident - Participant****Access Level:**

IRS Interface

Person Type:

Staff

Shield #:**Employee #:****Book & Case #:**

UOF ID Number: 2893/23 Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 18 of 118

NYSID:

Last Name:

First Name:

Assigned Facility:

GEORGE R. VIERNO CENTER

Title Effective Date:

Date of Hire:

Date of Birth:

Date of Admission:

Length of Stay:

Age:

Classification Score:

Disassociation Reason:

Created By:

IRS Interface

Created Date:

Jun 7 2023 12:50PM

Updated By:

IRS Interface

Updated Date:

Jun 21 2023 8:10AM

Visitor Number:

Title:

Correction Officer

Arrest No:

Indictment Docket No:

Referred to Hospital:

No

Admitted to Hospital:

No

Prescribed Medication:

No

Participant Role:

PARTICIPANT

Arrest Charge:

Arrest Date:

Court Date:

Arrest Disposition:

Notice Served:

Other Gender:

Other Race:

Other Mental Observation Facility:

Middle Name

Incident - Participant

Access Level:

IRS Interface

Person Type:

Staff

UOF ID Number: 2893/23 Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 19 of 118

Shield #: [REDACTED]
Employee #: [REDACTED]
Book & Case #:
NYSID:
Last Name: [REDACTED]
First Name: [REDACTED]
Assigned Facility: GEORGE R. VIERNO CENTER
Title Effective Date: [REDACTED]
Date of Hire: [REDACTED]
Date of Birth: [REDACTED]
Date of Admission:
Length of Stay:
Age:
Classification Score:
Disassociation Reason:
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Visitor Number:
Title: Correction Officer
Arrest No:
Indictment Docket No:
Referred to Hospital: No
Admitted to Hospital: No
Prescribed Medication: No
Participant Role: PARTICIPANT
Arrest Charge:
Arrest Date:
Court Date:
Arrest Disposition:
No ice Served
Other Gender:
Other Race:
Other Mental Observation Facility:
Middle Name:



Incident - Participant

Access Level: IRS Interface

Person Type: Staff

Shield #: [REDACTED]

Employee #: [REDACTED]

Book & Case #:

NYSID:

Last Name: [REDACTED]

First Name: [REDACTED]

Assigned Facility: GEORGE R. VIERNO CENTER

Title Effective Date: [REDACTED]

Date of Hire: [REDACTED]

Date of Birth: [REDACTED]

Date of Admission:

Length of Stay:

Age:

Classification Score:

Disassociation Reason:

Created By: IRS Interface

Created Date: Jun 7 2023 12:50PM

Updated By: IRS Interface

Updated Date: Jun 21 2023 8:10AM

Visitor Number:

Title: Correction Officer

Arrest No:

Indictment Docket No:

Referred to Hospital: No

Admitted to Hospital: No

Prescribed Medication: No

Participant Role: PARTICIPANT

Arrest Charge:

Arrest Date:

Court Date:

Arrest Disposition:

Notice Served:

Other Gender:



Other Race:**Other Mental Observation Facility:****Middle Name:****Incident - Participant**








Access Level:	IRS Interface
Person Type:	Staff
Shield #:	[REDACTED]
Employee #:	[REDACTED]
Book & Case #:	
NYSID:	
Last Name:	[REDACTED]
First Name:	[REDACTED]
Assigned Facility:	GEORGE R. VIerno CENTER
Title Effective Date:	[REDACTED]
Date of Hire:	[REDACTED]
Date of Birth:	[REDACTED]
Date of Admission:	
Length of Stay:	
Age:	
Classification Score:	
Disassociation Reason:	
Created By:	IRS Interface
Created Date:	Jun 7 2023 12:50PM
Updated By:	IRS Interface
Updated Date:	Jun 21 2023 8:10AM
Visitor Number:	
Title:	Correction Officer
Arrest No:	
Indictment Docket No:	
Referred to Hospital:	No
Admitted to Hospital:	No
Prescribed Medication:	No
Participant Role:	PARTICIPANT
Arrest Charge:	
Arrest Date:	



UOF ID Number: 2893/23 ~~Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 22 of 118~~

Court Date:
 Arrest Disposition:
 Notice Served:
 Other Gender:
 Other Race:
 Other Mental Observation Facility:
 Middle Name:

Incident - Participant

Access Level: IRS Interface
 Person Type: Staff
 Shield #: 
 Employee #: 
 Book & Case #:
 NYSID:
 Last Name: 
 First Name: 
 Assigned Facility: GEORGE R. VIERNO CENTER
 Title Effective Date: 
 Date of Hire: 
 Date of Birth: 
 Date of Admission:
 Length of Stay:
 Age:
 Classification Score:
 Disassociation Reason:
 Created By: IRS Interface
 Created Date: Jun 7 2023 12:50PM
 Updated By: IRS Interface
 Updated Dat : Jun 21 2023 8:10AM
 Vis for Number:
 Title: Correction Officer
 Arrest No:
 Indictm Docket No:
 Referred to Hospital: No
 Admitted to Hospital: No
 Prescribed Medication: No

Participant Role: PARTICIPANT

Arrest Charge:

Arrest Date:

Court Date:

Arrest Disposition:

Notice Served:

Other Gender:

Other Race:

Other Mental Observation Facility:

Middle Name:

**Incident - Participant**

Access Level: IRS Interface

Person Type: Staff

Shield #: [REDACTED]

Employee #: [REDACTED]

Book & Case #:

NYSID:

Last Name: [REDACTED]

First Name: [REDACTED]

Assigned Facility: ANNA M. KROSS CENTER (C-95) (A.M.K.C.)

Title Effective Date: [REDACTED]

Date of Hire: [REDACTED]

Date of Birth: [REDACTED]

Date of Admission:

Length of Stay:

Age:

Classification Score

Disassociation Reason:

Created By: IRS Interface

Created Date: Jun 7 2023 12:50PM

Updated By: IRS Interface

Updated Date: Jun 21 2023 8:10AM

Visitor Number:

Title: Correction Officer






Arrest No:

Indictment Docket No:

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UOF ID Number: 2893/23

Referred to Hospital: No
Admitted to Hospital: No
Prescribed Medication: No
Participant Role: PARTICIPANT
Arrest Charge:
Arrest Date:
Court Date:
Arrest Disposition:
Notice Served:
Other Gender:
Other Race:
Other Mental Observation Facility:
Middle Name:

Incident - Participant

Access Level: IRS Interface
Person Type: Inmate
Shield #:
Employee #:
Book & Case #: 
NYSID: 
Last Name: 
First Name: 
Title Effective Date:
Date of Hire:
Date of Birth: 
Date of Admission:
Length of Stay:
Age:
Gender: Male
Race: Black or African American
Classification Score: 31
SRG: SRG
Was I in Restraints Prior to UOF?: No
Disassociation Reason:
Created By: IRS Interface

UOF ID Number: 2893/23 ~~Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 25 of 118~~

Created Date: Jun 7 2023 12:50PM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Visitor Number:
ICR: No
Parole Violator: No
Red ID: No
Inmate Facility: George R. Vierno Center
Arrest No:
Indictment Docket No:
Adolescent: No
Referred to Hospital: No
Admitted to Hospital: No
Prescribed Medication: No
Participant Role: INSTIGATOR
Arrest Charge:
Arrest Date:
Court Date:
Arrest Disposition:
Notice Served:
Other Gender:
Other Race:
Other Mental Observation Facility:
Middle Name:



Incident - Incident Attachment

Attachment Type: Incident Inmate Photo Form
Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 7:05AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Injury to Inmate Report - pg. 1

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Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 6:42AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Injury to Inmate Report - pg. 2
Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 7:08AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Inmate Voluntary Statement Form
Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 6:42AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 7:37AM
Access Level: Facility

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Incident - Incident Attachment

Attachment Type: Tour Commander's handwritten UOF logbook entry (copy of)
Attachment: File: [REDACTED]
Created By: IRS Interface
Created Date: Jun 7 2023 12:50PM
Updated By: [REDACTED]
Updated Date: Jun 8 2023 7:37AM
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:00AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: FRONT
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:00AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:

Other Photo Type:**Incident - Incident Attachment**

Attachment Type: Photos of Injured Inmates
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:00AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:05AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:


Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:05AM


UOF ID Number: 2893/23 Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 29 of 118

Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
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Comments:
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Comments:
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Created Date: Jun 8 2023 7:05AM
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Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:05AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type:
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: Photos of Injured Staff
Attachment: File: [REDACTED]
Comments:
Created By: IRS Interface
Created Date: Jun 8 2023 7:05AM
Updated By: IRS Interface
Updated Date: Jun 21 2023 8:10AM
Photo Type: OTHER
Access Level: IRS Interface
Other Attachment Type :
Document Description:
Other Photo Type:

Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 9 2023 11:33AM
Updated Date:
Access Level: Facility

Incident - Incident Attachment

Attachment Type: Staff Medical Treatment Form
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 9 2023 12:06PM
Updated Date:
Access Level: Facility

Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 9 2023 12:10PM
Updated Date:
Access Level: Facility

Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 9 2023 7:00PM
Updated Date:
Access Level: Facility


Incident - Incident Attachment

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 10 2023 7:01AM
Updated Date:
Access Level: Facility

Incident - Incident Attachment

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UOF ID Number: 2893/23

Attachment Type: UOF Staff Reports (Actual, Allegation or Witness)
Attachment: File: UOFW. [REDACTED]
Comments: Officer [REDACTED] and Officer [REDACTED]
Created By: [REDACTED]
Created Date: Jun 13 2023 3:58PM
Updated Date:
Access Level: Facility

**Incident - Incident Attachment**

Attachment Type: Other
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 13 2023 4:49PM
Updated Date:
Access Level: ID
Other Attachment Type: Video Request
Document Description: Video Request

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 13 2023 4:50PM
Updated Date:
Access Level: ID
Other Attachment Type: Rapid Review
Document Description: Facility Review , Rapid

Incident - Incident Attachment

Attachment Type: Other
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 20 2023 9:56AM

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 UOF ID Number: 2893/23

Updated Date:
Access Level: ID
Other Attachment Type: Logbook
Document Description: BWC Logbook

Incident - Incident Attachment

Attachment Type: Inmate Voluntary Statement Form
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 21 2023 10:32AM
Updated Date:
Access Level: ID

Incident - Incident Attachment

Attachment Type: Inmate Voluntary Statement Form
Attachment: File: [REDACTED]
Created By: [REDACTED]
Created Date: Jun 21 2023 10:33AM
Updated Date:
Access Level: ID

Incident - Preliminary Review

UOF #: 2893/23
Occured Date: Jun 07 2023
Injury Class: C
Inmate 18 or Younger: No
Class A UOF: No
Actual or Alleged Blows to Head: Yes
Actual or Alleged Kicking: No
Actual or Alleged Use of Instrument of Force: No
Inmate Was in Restraints: No
Prohibit Restraint Hold(s): No
Video Surveillance Malfunction: No
Presence of Unexplained Facts: Yes
Direct Referral from Facility:

No

Prior UOF Violation OATH Plea: No

Evidence of Staff Collusion: No

Other Full ID Circumstances: No

Video Captured: Yes

Investigator's Justification for Determination: UOF #: 2893-23
Facility: GRVC

Synopsis

On June 7, 2023, at approximately 0824 hours, in GRVC Barbershop, Person in Custody (PIC) [REDACTED] was disruptive. PIC [REDACTED] was secured in his enhanced restraints and was observed in a verbal exchange with Officer [REDACTED]. PIC [REDACTED] was observed spitting on the floor ([REDACTED]). Officer [REDACTED] lunged forwards and punched PIC [REDACTED] in the facial area ([REDACTED]). Officers [REDACTED] grabbed PIC [REDACTED] by his upper body and took him down to the ground ([REDACTED]). PIC [REDACTED] was resisting staff by twisting and turning his body. Officer [REDACTED] applied a spit mask and PIC [REDACTED] was assisted to his feet. PIC [REDACTED] continued to resist, and staff secured PIC [REDACTED] against the wall ([REDACTED]). PIC [REDACTED] was relinquished to Officers [REDACTED] and [REDACTED] and escorted to the mini clinic, terminating the incident.

Photographic Evidence

The facility provided one (1) photographs of PIC [REDACTED], noted as a refusal. Of note, the facility uploaded incident photos of Officers [REDACTED], [REDACTED] and [REDACTED]. However, no medical documentation regarding staff injuries was provided to the Investigation Division.

Video Evidence

The following video evidence was reviewed from 0800 hours to 0900 hours on June 7, 2023, and depicted the incident as narrated above.

Investigator [REDACTED] verified there was no handheld evidence associated with this incident.

[REDACTED]

[REDACTED]

Staff/PIC injuries

Injury to Inmate Report, FY23/1214 noted on June 7, 2023, at 0830 hours, PIC [REDACTED] was produced for prompt medical attention and refused the medical evaluation.

There were no reported staff injuries by COD or the facility.

Accuracy of UOF classification:

As of June 13, 2023, this incident remains "P" classification.

A brief summary of PIC statements.

PIC [REDACTED] refused to provide a statement to the facility. PIC [REDACTED] provided a body worn camera statement to Investigator [REDACTED]

Of note, a 311 call (Task ID [REDACTED]) came to the Investigation Division in connection with UOF 2893-23 which stated: [REDACTED] My son was in the barbershop when [REDACTED] entered the barbershop about an incident that did not have to do with my son. He asked my son to identify himself after he was escorted and identified by two other officers. My son identified himself. The officer then proceeded to antagonize my son. He got in my son's face and told my son to spit on him. My son eventually did as he asked. My son reports that he was then punched in the face while he was in restraints. The officer who punched him name is [REDACTED] Additionally, a female officer threatened to have him set up. He does not know her name. He was not provided clean clothing. He is allowed at least 1 hour out of his cell. While I was on the phone with him, [REDACTED] was taunting him about not letting him get his hour out of his cell. They are also constantly changing his phone pin, making it difficult for him to contact his family. He was diagnosed with PTSD and reports that it is being impacted due to these incidences. When he goes to court and returns back, they hold him in segregation for extended periods of time.

Staff reports

All staff reports were reviewed and were consistent with the video evidence and each other.

Facility Rapid Review:

The Rapid Review conducted by Deputy Warden [REDACTED] noted that the incident was unavoidable, however procedural errors were noted. Officer [REDACTED] was observed throwing closed fist punches to the PIC and will be made the subject of a suspension.

According to the Notice of Suspension, in accordance with directive 5006R-D, the use of force was deemed avoidable as Officer [REDACTED] had a means of egress after the assault. As a result, Officer [REDACTED] will be made the subject of a ten (10) day suspension. The suspension is effective June 7, 2023-June 17, 2023.

Conclusion:

Based on the evidence cited above, it is recommended that this case be referred for further investigation due to Officer [REDACTED] utilizing a closed fist strike to PIC [REDACTED] facial area and due to the presence of unexplained facts.

Staff Reassignment During Investigation:	No
DOI Referral for Staff:	No
DOI Referral for Inmate:	No
Injury Properly Classified:	No
Review End Date:	Jun 13 2023
Workflow Action:	Approve Preliminary Review (initiate ID Investigation)
Created Date:	
Updated By:	[REDACTED]
Updated Date:	Jun 14 2023 10:43PM

Incident - Investigation

UOF ID Number:	2893/23
Incident Occurred Time:	Jun 7 2023 8:24AM
Incident Reported Time:	Jun 7 2023 9:45AM
Incident Facility:	GRVC
SOL:	Dec 07 2024
Assigned Tour Commander Name:	[REDACTED]
ID Investigator Name:	[REDACTED]
ID Supervisor Name:	[REDACTED]
Investigation Start Date:	Jun 14 2023
Investigation End Date:	Jul 18 2023
Investigation Status:	Closed
Investigation on Hold:	No
Hold Start Date:	
Investigation Duration in days:	34

UOF ID Number: 2893/23 ~~Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 37 of 118~~

Days Remaining To Complete Investigation: 146

Investigation Restart Date:

Probe Team: No

Photographs of Location: No

Photographs of Staff: Yes

Photographs of Inmates: Yes

Video Documentation: Yes

Video Type:

- Body Camera
- Stationary

Video Reviewed: Yes

Video Consistent: Yes

Video Malfunction: No

Final UOF Injury Class: C

Injury Reports Compiled: Yes

Workflow Action: Approve ID Investigation (Deputy Commissioner, Investigation and Trials)

Created By:

Created Date: Jun 15 2023 10:31AM

Updated By:

Updated Date: Jul 18 2023 4:24PM

Other Video Unavailable: No

Incident - Investigation Investigation Finding

Investigation Findings

Precipitating Incident

Verbal Altercation with an Officer

Participant:

Video

1. Was the UOF/alleged UOF incident captured on G-netec video?:

Yes

2. Was the video footage preserved?:

Yes

3. Was the UOF/alleged UOF incident captured on handheld video?:

No

If No:

No handheld camera was utilized for this incident.

4. Was the video footage preserved?:

N/A

5. Were there any issues regarding the handheld video/camera operator?:

N/A

6. Was there any other relevant video footage (escort, leading up to the UOF, etc.)?:

Yes

7. Was the video footage preserved?:

Yes

Summary of Video Evidence:

Genetec Video Review:

Genetec angles: [REDACTED]

[REDACTED] from 6/7/23 (0800-0900 hours), revealed the following:

On June 7, 2023, at approximately 0800 hours, Barber Shop services were being conducted in the GRVC Barber Shop area. At approximately 0818 hours, multiple staff responded to the Barber Shop due to a disruptive PIC, which was unrelated to this incident. The PIC was removed from the area without incident. At approximately 0823 hours PIC [REDACTED] was sitting in the barber chair getting a haircut from [REDACTED] Officers [REDACTED] and [REDACTED] were conversing in the barbershop entry way [REDACTED]. Then, Officer [REDACTED] approached where the remaining PICs were seated, getting their haircuts, and appeared to be speaking to them. PIC [REDACTED] spoke back, moving his head as he spoke. Shortly after, Officer [REDACTED] and Officer [REDACTED] approached PIC [REDACTED]. Officer [REDACTED] was positioned at left side and Officer [REDACTED] was positioned at right side of PIC [REDACTED]. Officer [REDACTED] began to put a pair of gray gloves on his hands. PIC [REDACTED] stood up from the chair, as Officer [REDACTED] placed the enhanced restraints security mitts on PIC [REDACTED] left-hand. Officer [REDACTED] approached PIC [REDACTED] where he leaned in and then took a step back from the PIC. Officer [REDACTED] stood to the right of Officer [REDACTED] as Officer [REDACTED] conversed with PIC [REDACTED]. PIC [REDACTED] sat on the adjacent, left side of PIC [REDACTED] while PIC [REDACTED] was cutting his hair ([REDACTED]). Officer [REDACTED] stepped forward and conversed with PIC [REDACTED] while PIC [REDACTED] was still standing. Officers [REDACTED] and [REDACTED] stood on both sides of him as the PIC was being secured. Officer [REDACTED] held PIC [REDACTED]

arm in an escort hold, holding the left elbow and forearm.

Simultaneously, Officer [REDACTED] walked on the left side of Officer [REDACTED]. Officer [REDACTED] approached PIC [REDACTED] who was located behind Officer [REDACTED] and Officer [REDACTED]. It was at this time that PIC [REDACTED] spat on the floor. Officer [REDACTED] conversed with PIC [REDACTED] during PIC [REDACTED] actions and while Officer [REDACTED] continued to converse with PIC [REDACTED]. Officer [REDACTED] maintained the escort hold on PIC [REDACTED] left arm, as Officer [REDACTED] was inspecting and securing the handcuffs. At 0825:30 hours, PIC [REDACTED] with his mouth in an open position, made a movement with his head toward Officer [REDACTED]. At which point, Officer [REDACTED] immediately shuffled forward then lunged at PIC [REDACTED] throwing a strike toward PIC [REDACTED] facial area. However, based on the placement of the staff which partially obstructed the camera view due to the distance of the nearest camera angle from the events, it was unclear whether contact was made, but PIC [REDACTED] fell backwards and down into the chair. Officer [REDACTED] was observed making another downward striking motion towards the PIC's body area [REDACTED]. Officer [REDACTED] and Officer [REDACTED] intervened and pulled Officer [REDACTED] away from PIC [REDACTED]. Officers [REDACTED] and [REDACTED] grabbed PIC [REDACTED] arms, who then tensed his body. Officer [REDACTED] moved Officer [REDACTED] closer to the door. PIC [REDACTED] resisted Officers [REDACTED] Officer [REDACTED] and Officer [REDACTED] by moving his body as they attempted to raise him up from the chair. Officer [REDACTED]. Officer [REDACTED] and Officer [REDACTED] then took PIC [REDACTED] to the ground, which revealed that he was in leg irons already [REDACTED]. PIC [REDACTED] was rolled onto his stomach by the officers. Officer [REDACTED] restrained the PIC's legs with his hands.

Officer [REDACTED] made a series of radio transmissions. Soon after, Officers [REDACTED] and [REDACTED] entered the Barber Shop. Officer [REDACTED] entered the barbershop and retrieved a spit mask from the file cabinet. Officer [REDACTED] brought the spit mask to the other staff, and Officer [REDACTED] applied the spit mask over PIC [REDACTED] head. Captain [REDACTED] then entered the Barber Shop as she made a radio transmission, then approached where the staff were and conversed with Officer [REDACTED]. PIC [REDACTED] was assisted to his feet; however, the PIC continued to actively resist staff by moving/shrugging his upper body and moving his head from side to side, which was bent down/forward as

the staff applied escort holds to his arms. Officer [REDACTED] grabbed the bottom of the spit mask, and simultaneously, Officer [REDACTED], Officer [REDACTED], and Officer [REDACTED] guided PIC [REDACTED] toward the locker. PIC [REDACTED] continued to resist the staff with his head down, which resulted in his head making contact with the locker [REDACTED] twice as the staff secured him against the locker. During those events, Officer [REDACTED] was observed momentarily placing his right forearm on PIC [REDACTED] upper back area, and then readjusted his forearm away from the upper back area; the PIC continued to resist staff ([REDACTED]).

The staff began escorting PIC [REDACTED] away from the lockers when Officer [REDACTED], Captain [REDACTED], Officer [REDACTED], Captain [REDACTED] entered the Barber Shop, and took custody of PIC [REDACTED]. Officer [REDACTED] escorted the PIC out of the Barber Shop where he resisted by moving his body. Officer [REDACTED] escorted the PIC into the corridor where he was secured to the wall [REDACTED]. PIC [REDACTED] was escorted through the corridor by Officer [REDACTED] and Officer [REDACTED] with Captain [REDACTED] alongside them. PIC [REDACTED] was taken to the Mini Clinic, terminating the incident [REDACTED].

Body Worn Camera (BWC)

BWC [REDACTED] assigned to Officer [REDACTED] 08:25:39-08:28:26

The footage captured multiple verbal commands being given to PIC [REDACTED] to "stop, stop, stop." Officer [REDACTED] was observed wearing unauthorized search gloves (with grooves and uneven surfaces). PIC [REDACTED] was in the Barber Shop chair as staff took him to the ground. PIC [REDACTED] went down to the floor on his back, facing toward the staff when staff said, "turn him over" as the PIC laughed. As staff turned PIC [REDACTED] over, Officer [REDACTED] had his right arm on the PIC's back and his left arm was holding the PIC's left arm down. While they are on the ground, PIC [REDACTED] told Officer [REDACTED] to get off his arm and that he had mittens on. Officer [REDACTED] then told PIC [REDACTED] to stop moving as staff assisted PIC [REDACTED] from the floor. At which point, the PIC attempted to take off the spit mask by moving his head as Officer [REDACTED], Officer [REDACTED], Officer [REDACTED], and Officer [REDACTED] guided him to the locker. Officer [REDACTED] was observed pulling the spit mask back down into the appropriate position (02:18 minutes). The staff began escorting PIC [REDACTED] out of the Barber Shop when Captain [REDACTED] and responding officers assumed custody of

the PIC.

BWC [REDACTED] assigned to Captain [REDACTED] 6/7/23 08:28:21-08:36:05

Captain [REDACTED] can be heard saying, "Let go, let go, you had a use with him" in which Officer [REDACTED] explained that he did not have a use. PIC [REDACTED] was guided to the wall as staff continued to tell him to "Cut it out", "stop" and that "it was over." PIC [REDACTED] continued to argue with staff as a female Captain ([REDACTED]) explained that he needed a shoe. PIC [REDACTED] told Officer [REDACTED] that he did not do anything and that he had mittens on. As Officer [REDACTED] and Officer [REDACTED] escorted PIC [REDACTED] to the Building 11 Mini Clinic, the PIC said that he was not going to the clinic. Captain [REDACTED] responded by saying "he's going to refuse." As they walked down the corridor, PIC [REDACTED] stated that the Officer punched him while he was in mittens on camera. PIC [REDACTED] continued to explain that he was punched while mittens were on and that he was going to get the bag. PIC [REDACTED] can be heard saying, "he thought I wasn't going to spit on him. I'm no halfway, I go all the way." In the Clinic, Captain [REDACTED] was filling out paperwork (an Injury to Inmate Report Form) and PIC [REDACTED] can be heard in the background saying, "that wasn't fair, don't try to hit me with cuffs, fuck, yes I'm spitting." That's why I started spitting, that's all I can do, I can get violent bro, yes, I'm spitting, I'm tired of that shit."

BWC [REDACTED] assigned to Captain [REDACTED] 6/7/23 08:43:21-08:47:23

Captain [REDACTED] and a group of officers escorted PIC [REDACTED] through the corridor, and into an elevator. PIC [REDACTED] began to recount the events leading up to the use of force incident. He was escorted off of the elevator and escorted into the Building 15A housing area. The staff continued to escort the PIC without incident to a cell on the right lower tier of the housing area ([REDACTED]). The leg irons were removed from his ankles, then he was brought into his cell. The staff exited the cell with the wrist restraints, and the cell door was then closed.

Other relevant video evidence:

[REDACTED]
video from 06/06/23 revealed:

Based on Genetec video and handheld video footages, on June 6, 2023, in housing area 15,B Officer [REDACTED] went to the housing area and went to PIC [REDACTED] cell ([REDACTED]) at approximately 0632 hours where he asked PIC [REDACTED] if he wanted to go to "REC" (recreation

services). PIC [REDACTED] did not refuse REC as Officer [REDACTED] then wrote in his notebook and proceeded to ask the rest of the PICs in the housing area if they also wanted to go to REC. Upon reviewing further Genetec and handheld video, other PICs were observed being escorted out of their cells to go to outside for REC services. Throughout the remaining duration of the Genetec video, PIC [REDACTED] was not taken out of his cell for REC. Various DOC staff, including a captain, officers, Program civilian staff, and the medical doctor were observed conversing with PIC [REDACTED] from outside of cell [REDACTED] and continued to visit him throughout the early afternoon.

Inmate Statements

- | | |
|--|-----|
| 1. Did the participant inmate(s) provide a statement(s) to the facility?: | No |
| 2. Did the witness inmate(s) provide a statement(s) to the facility?: | No |
| 3. Did the ID interview all participant inmate(s)?: | Yes |
| 4. Did the ID interview all witness inmate(s)?: | Yes |
| 5. Was there any evidence of collusion among inmate statements?: | No |
| 6. Did the participant inmate(s) make any relevant statement(s) to medical staff?: | No |
| 7. Did the participant inmate(s) make any relevant statement(s) during telephone calls? : | No |
| 8. Did the witness inmate(s) make any relevant statement(s) during telephone calls?: | No |
| 9. Did the participant inmate(s) make any relevant statement(s) during the adj. hearing? : | N/A |
| 10. Did the witness inmate(s) make any relevant statement(s) during the adj. hearing?: | N/A |
| 11. Were any participant/witness inmate statement(s) obtained from any other source? : | No |

Summary of Inmate Statements:

PIC Statements:

Statement to the Facility:

On June 7, 2023, PIC [REDACTED] refused to provide a statement to the facility.

Statement to Medical:

On June 7, 2023, PIC [REDACTED] did not make any statements pertinent to medical.

311 Complaint:

On June 10, 2023, a 311 complaint was received that stated the following:

"[REDACTED] My son was in the barbershop when [REDACTED] entered the barbershop about an incident that did not have to do with my son. He asked my son to identify himself after he was escorted and identified by two other officers. My son identified himself. The officer then proceeded to antagonize my son. He got in my son's face and told my son to spit on him. My son eventually did as he asked. My son reports that he was then punched in the face while he was in restraints. The officer who punched him name is [REDACTED]. Additionally, a female officer threatened to have him set up. He does not know her name. He was not provided clean clothing. He is allowed at least 1 hour out of his cell. While I was on the phone with him, officer [REDACTED] was taunting him about not letting him get his hour out of his cell. They are also constantly changing his phone pin, making it difficult for him to contact his family. He was diagnosed with PTSD and reports that it is being impacted due to these incidences. When he goes to court and returns back, they hold him in segregation for extended periods of time."

Statement to ID:

On June 13, 2023, at approximately 1051 hours Investigator [REDACTED] and Investigator [REDACTED] responded to GRVC housing area 15A and conducted a BWC interview with PIC [REDACTED]. PIC [REDACTED] explained that he was in the barbershop getting a haircut when the officer came to him and asked him his name. PIC [REDACTED] said that he told the Officer his name was "[REDACTED]". The officer then went to someone else and asked another PIC what his name was. The officer then came back to PIC [REDACTED] and told the PIC that he is not getting any more haircuts. PIC [REDACTED] explained that he got upset and "spit on the floor" but also explained that he was in mittens. PIC [REDACTED] said that the Officer told him to "spit on him, which he did" and after he did, the Officer punched him in the facial area. PIC [REDACTED] further explained that he had leg shackles on, along with the restraints and that he was not a threat. PIC [REDACTED] stated that he felt it was "retaliation for an incident that happened a few days ago."

A review of SECURUS revealed that PIC [REDACTED] made a total of 17 phone calls between June 6, 2023, 0000 hours

to June 10, 2023 2359:59 hours. Specifically, between 6/7-6/9/23, the day of and two days after the UOF incident, PIC [REDACTED] made (6) calls. Of those calls, (1) was determined to have been made to a female individual, where the nature of their relationship appeared to be romantic, but her name was not said/mentioned. None of the total (17) calls provided details (an additional statement from PIC [REDACTED]) that were relevant to this UOF incident. However, it was noted that on 6/6/23, the day before the UOF incident, PIC [REDACTED] spoke to his father, who stated that he (the father) was trying to contact 311 Constituent Services on behalf of PIC [REDACTED] regarding recreation services.

PIC Witness statements:

On June 20, 2023, Investigator [REDACTED] and Investigator [REDACTED] responded to GRVC 10B to interview PIC [REDACTED] where he verbally stated, "I did not witness anything."

On June 20, 2023, Investigator [REDACTED] and Investigator [REDACTED] responded to RNDC 6CS and conducted an interview with [REDACTED] PIC [REDACTED] verbally stated that PIC [REDACTED] gave the right name to the officer and that the Officer "decked" the PIC like "two or three times." PIC [REDACTED] also explained that the officer was "wilding" talking to the PIC crazy and the officer told the PIC to spit on him.

On June 26, 2023, Investigator [REDACTED] and Investigator [REDACTED] responded to GRVC Barbershop Corridor to interview PIC [REDACTED] which PIC [REDACTED] verbally refused and stated, "nah."

Securus Phone Calls/ Witness PICs:

On June 7, 2023, PIC [REDACTED] made five (5) phone calls that were not relevant to the case.

On June 7, 2023, and June 8, 2023, PIC [REDACTED] did not make any phone calls.

DOC Employee Statements

1. Did all required DOC employee(s) submit UOF/UOF-W/UOF-Allegation Report(s)?:

Yes

2. Were the required reports submitted in a timely fashion? :

Yes

3. Did any DOC employee submit an

No

Incident Report Form for the incident? :**4. Did any DOC employee submit a Report and Notice of Infraction for the incident?:**

No

If No:

A review of IIS and Inmate Reports revealed that PIC [REDACTED] did not receive an infraction for this incident.

5. Did a supervisor complete the Report and Notice of Infraction Investigation?:

N/A

6. Was a disciplinary hearing held for the infraction?:

N/A

7. Was a Hearing Report and Notice of Disciplinary Disposition form completed? :

N/A

8. Was there any evidence of collusion among DOC employee(s) reports? :

No

9. Were all involved DOC employee(s) made the subject of an MEO-16 interview(s)? :

No

If No or N/A:

Officer [REDACTED] and Officer [REDACTED] were made the subjects of MEO-16 Interviews. Officer [REDACTED] and Officer [REDACTED] would have been made the subject of an MEO-16 Interview, but there were scheduling conflicts that impeded moving forward with the interview. Officer [REDACTED] was not made the subject of an MEO-16 Interview as he was suspended from duty effective on June 7, 2023, for ten (10) days.

10. Were all witness DOC employee(s) made the subject of an MEO-16 interview(s)?:

No

If No or N/A:

See above.

11. Were MEO-16 interview statement(s) somewhat consistent with submitted report(s)?:

Yes

If No:

Officer [REDACTED] MEO-16 Interview and her submitted Use of Force Witness Report were not consistent with each other. Officer [REDACTED] reported that she witnessed PIC [REDACTED] spit in Officer [REDACTED] face, but during the MEO-16 interview she explained that she did not actually see the spit occur but saw spit on Officer [REDACTED] facial area after she moved him away from PIC [REDACTED]. Officer [REDACTED] also reported that PIC [REDACTED] continued to spit and make threats, but when shown the BWC, she testified that when staff asked for a spit mask, she believed the PIC was still spitting, but did not actually see or hear PIC [REDACTED] spitting.

12. Did any other individual(s) (visitors, teachers, etc.) submit a report?:

No

13. Were any other individual(s) (visitors, teachers, etc.) interviewed?:

No

Summary of DOC Employee Statements:

Staff Reports:

On June 7, 2023, Officer [REDACTED] submitted a UOF report, in which he reported that he asked PIC [REDACTED] his name, when the PIC provided a false name. When Officer [REDACTED] explained that acting in that manner will result in it being his last haircut, PIC [REDACTED] became aggressive and spat on the floor. Officer [REDACTED] also reported that PIC [REDACTED] spat at the Officer's facial area with our provocation causing the officer to lunge forward attempting to strike PIC [REDACTED] with his right arm in the upper body chest area but did not make contact. Officer [REDACTED] stated that his right arm went over the PIC's body which made contact with the barbershop chair. With the momentum from the lunge, it pushed the PIC down in the barbershop chair as Officers [REDACTED], [REDACTED] and [REDACTED] secured PIC [REDACTED] to the ground. Officer [REDACTED] did not report that he continued to strike down at the PIC while he was in the chair.

On June 7, 2023, Officer [REDACTED] submitted a UOF report in which he reported that he and Officer [REDACTED] began to remove PIC [REDACTED] and secure him in mechanical restraints with Officer [REDACTED] when Officer [REDACTED] asked the PIC his name and PIC [REDACTED] gave a false name. When asked a second time PIC [REDACTED] gave his proper name. Officer [REDACTED] then reported that Officer [REDACTED] said, "I am writing you a ticket" and as he was trying to restrain the PIC's right wrist he began yelling at Officer [REDACTED] when the PIC spat. When PIC [REDACTED] attempted to spit again, Officer [REDACTED] reacted with "force" causing Officer [REDACTED], Officer [REDACTED], and PIC [REDACTED] to fall on the chair and then to the floor. Officer [REDACTED] also reported that Officer [REDACTED] assisted with bringing PIC [REDACTED] to his feet and securing the spit mask on the PIC's head. Officer [REDACTED] report is vague and does not accurately detail the force used to include the level of force that was used and to which part of the body force was employed.

On June 7, 2023, Officer [REDACTED] submitted a UOF report in which he reported that he along with Officer [REDACTED] and Officer [REDACTED] pedigreed the remaining PICs when PIC [REDACTED] gave a false name. Officer [REDACTED] reported that Officer [REDACTED] asked a second

time and PIC [REDACTED] gave the correct name. Officer [REDACTED] then reported that PIC [REDACTED] said, "I will spit in your face", when Officer [REDACTED] told the PIC not to do so, the PIC then spat on the floor. PIC [REDACTED] then spats again striking Officer [REDACTED] in the facial area. Officer [REDACTED] immediately lunged his right hand towards PIC [REDACTED], but PIC [REDACTED] slid back and landed in the chair. Officer [REDACTED] and Officer [REDACTED] secured PIC [REDACTED] to ground where he continued to make threats and be aggressive. When PIC [REDACTED] was assisted to his feet, he swung his head back and forth in an aggressive manner where he was secured to the wall as Officer [REDACTED] placed a spit mask over the PIC's head. Officer [REDACTED] report was vague and did not report the level of force, specifically to include whether contact was made and to which part of the body Officer [REDACTED] employed force on PIC [REDACTED]. Officer [REDACTED] submitted an incomplete Use of Force Report.

On June 28, 2023, Investigator [REDACTED] and Investigator [REDACTED] conducted a MEO-16 interview with Officer [REDACTED]. Officer [REDACTED] testified that during the incident he was standing on the left side of Officer [REDACTED] and that he saw both times that the PIC spat. Officer [REDACTED] was unaware of where the second spit landed on Officer [REDACTED] but it was either his facial area or upper body. Officer [REDACTED] also testified that PIC [REDACTED] gave a false name and that there was no prior conversation between Officer [REDACTED] and PIC [REDACTED] regarding retaliation for a prior Use of Force that the PIC was involved in. Lastly, Officer [REDACTED] testified that he observed Officer [REDACTED] attempting to strike PIC [REDACTED] when he lunged, but Officer [REDACTED] hit the chair and not the PIC.

On June 7, 2023, Officer [REDACTED] submitted a UOF report in which he reported he was in the process of placing the mittens on PIC [REDACTED] hand when Officer [REDACTED] asked the PIC his name and PIC [REDACTED] gave the wrong name. when PIC [REDACTED] was asked a second time he responded with the correct name. PIC [REDACTED] became aggressive and started arguing with Officer [REDACTED] and said, "I will spit on your face" and spat on the floor right away. PIC [REDACTED] then gathered the cough and saliva and spat in the direction of Officer [REDACTED] facial area when Officer [REDACTED] simultaneously threw a right-hand strike towards PIC [REDACTED] facial area. Officer [REDACTED] and Officer [REDACTED] secured PIC [REDACTED] to the floor when PIC [REDACTED] dropped on his back and faced upward. The PIC's position was changed, and he was secured facing downward. PIC [REDACTED] was still twisting and turning his

body as Officer [REDACTED] secured his right arm and upper body. Spit mask was applied, and PIC [REDACTED] was assisted to his feet, when the PIC tried to take off the spit mask, when the spit mask was pulled down and the PIC was secured against the cabinet inside the barbershop.

On June 7, 2023, Officer [REDACTED] submitted a UOF report in which he reported that he entered the barbershop when he observed Officer [REDACTED], Officer [REDACTED] and Officer [REDACTED] on the ground attempting to secure PIC [REDACTED]. Officer [REDACTED] assisted PIC [REDACTED] to his feet when Officer [REDACTED] handed him a spit mask and he placed it over the PIC's head while providing upper body control holds. Officer [REDACTED] submitted a Use of Force Report that utilized generalized descriptions of the force used when he guided the PIC towards the locker.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report in which she reported that she was close by barbershop worker [REDACTED] when she heard PIC [REDACTED] give Officer [REDACTED] a false name. PIC [REDACTED] became irate, and she heard the PIC stating that he will spit in the Officers face. Officer [REDACTED] observed PIC [REDACTED] spit in Officer [REDACTED] face striking him in the facial area as Officer [REDACTED] immediately advanced towards PIC [REDACTED] with his right arm raised in a striking gesture. Officer [REDACTED] reported that when PIC [REDACTED] was secured to the ground he continued to spit and make threats. Officer [REDACTED] also reported that due to her line of sight she was unable to see if the strike that Officer [REDACTED] threw, struck the PIC.

On June 28, 2023, Investigator [REDACTED] and Investigator [REDACTED] conducted a MEO-16 interview with Officer [REDACTED]. During the MEO-16 interview Officer [REDACTED] testified that PIC [REDACTED] provided a false name to Officer [REDACTED]. Officer [REDACTED] also testified that PIC [REDACTED] spat on the floor once, but she did not see the PIC spit again; she later saw spit on Officer [REDACTED] facial area. Officer [REDACTED] also testified that she did not see PIC [REDACTED] continue to spit when staff secured him to the ground.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report where Officer [REDACTED] reported that she was walking down the school corridor towards the gym.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report where she reported that when she entered the barbershop PIC [REDACTED] was secured to

ground. Officer [REDACTED] exited the barbershop and when she returned to the area PIC [REDACTED] was escorted out of the barbershop.

On June 7, 2023, Captain [REDACTED] submitted a UOFW report in which she reported that PIC [REDACTED] was being secured to the floor when she instructed Officer [REDACTED] to place the spit mask the PIC's head and to help PIC [REDACTED] to his feet. Captain [REDACTED] also reported that PIC [REDACTED] attempted to take the spit mask off at which time Officer [REDACTED] guided PIC [REDACTED] to the cabinet.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report in which he stated that he was inquiring about Officer [REDACTED] being involved in a Use of Force and checking to see if he was okay. Officer [REDACTED] reported that the barbershop door opened and ESH Security secured PIC [REDACTED] to the wall.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report in which she stated that she responded to the area to assist staff and upon the barbershop door opening staff members were escorting PIC [REDACTED] into the corridor. When PIC [REDACTED] began resisting staff that guided him to the wall by the barbershop magnetometer.

On June 7, 2023, Officer [REDACTED], Officer [REDACTED], Officer [REDACTED] submitted UOF/UOFW reports in which they reported that upon entering the barbershop they observed PIC [REDACTED] in restraints actively resisting DOC staff. Officer [REDACTED] and Officer [REDACTED] took over escorting PIC [REDACTED] when he began actively resisting staff and they secured him to the corridor wall by reestablishing a proper escort hold. Officer [REDACTED] then took over the escort with Officer [REDACTED] where they escorted PIC [REDACTED] to the Mini Clinic without further incident.

On June 7, 2023, Captain [REDACTED] submitted a UOFW report in which he reported that he observed PIC [REDACTED] being secured by DOC staff when he instructed his officer to take custody. Captain [REDACTED] reported that he instructed staff to take PIC [REDACTED] by the arms and secure him to the barbershop wall.

On June 7, 2023, Officer [REDACTED] submitted a UOFW report in which he reported that he was standing outside of the barbershop when PIC [REDACTED] was taken out of the barbershop in cuffs and secured to the wall.

On June 7, 2023, Officer [REDACTED]

submitted a UOFW report in which he did not use force nor witness any force being used on PIC [REDACTED]

On June 7, 2023, Officer [REDACTED] submitted a UOFW report in which he reported that he heard that a Level B was called in to the barbershop, so he walked towards the barbershop where he observed PIC [REDACTED] actively resisting escort holds and acting in an aggressive manner. He observed Officer [REDACTED] secure PIC [REDACTED] to the wall.

On June 7, 2023, Captain [REDACTED] submitted a UOF report in which she reported that she witnessed PIC [REDACTED] being escorted out of the barbershop with a spit mask on.

Medical - Inmate(s)

1. Were all participant inmate(s) afforded medical attention?:

Yes

2. If received, did the participant inmate(s) receive prompt medical attention?:

Yes

3. Did the participant inmate(s) receive medical attention outside of the facility(Urgent Care, hospital, etc.)? :

No

4. Was the injury to inmate report(s) obtained for the participant inmate(s)?:

Yes

5. Were medical records obtained for the participant inmate(s) (HHC, hospital, etc.)?:

No

If No:

[REDACTED] refused to sign medical (HIPAA) forms.

6. Did the participant inmate(s) sign medical release (HIPAA) forms?:

No

If No:

See above.

7. Were any other inmate(s) afforded medical attention (chemical agent exposure, etc.)? :

No

8. If received, did the other inmate(s) receive prompt medical attention?:

N/A

9. Was the injury to inmate report(s) obtained for the other inmate(s)?:

N/A

Medical - Staff

1. Were any DOC employee(s) afforded medical attention following the incident?:

No

2. If received, did the DOC employee (s) receive prompt medical attention?

No

:

If No:

According to COD there were no staff injuries reported, however, Officers [REDACTED] and [REDACTED] claimed injuries on their Use of Force Report. No medical documentation was submitted for these injuries.

3. Did the DOC employee(s) receive medical attention outside of the facility? (Urgent Care, hospital, etc.) :

No

4. Was the staff medical treatment form(s) obtained for DOC employee (s)?:

No

If No:

ID did not request staff to sign medical (HIPAA) forms. On June 22, 2023, Officer [REDACTED] from Health Management Division reported that Officer [REDACTED], Officer [REDACTED] did not report in sick, were not seen by HMD, and did not file any Worker's Compensation claims as a result of this incident.

5. Were medical records obtained for the DOC employee(s) (hospital, etc.)?:

N/A

6. Did the DOC employee(s) sign medical release (HIPAA) forms?:

No

If No:

See above.

Summary of Inmate and DOC employee injuries (Include time of medical treatment):

PIC Injuries:

According to the Injury Report (FY36/1214) on June 7, 2023, PIC [REDACTED] received medical attention at approximately 0830 hours. PIC [REDACTED] refused medical attention and had no visible injuries. Medical staff noted that PIC [REDACTED] was alert, ambulatory, not in distress, and able to return to the housing area.

Staff injuries:

According to COD there were no staff injuries reported, however, Officer [REDACTED] claimed injuries on his UOF Report to his right hand. Officer [REDACTED] claimed injuries on his UOF Report to a sprain on his right ankle and swelling on his right toe. No medical documentation was submitted for these injuries.

Photographs

1. Did the facility take photographs of the participant inmate(s)?:

Yes

2. Were there any issues regarding the participant inmate(s) photographs taken by the facility? :

No

3. Did the facility take photographs of DOC employee(s)?:

Yes

4. Did the facility take photographs of the area of incident/alleged incident?:

No

5. Did the ID take photographs of the participant inmate(s)? :

No

If No:

PIC [REDACTED] refused to have his photographs take

6. Did the ID take photographs of DOC employee(s)?:

No

7. Did the ID take photographs of the area of incident/alleged incident? :

No

If No:

Genetec video surveillance was sufficient for this investigation.

Other Evidence

1. Were any other relevant document (s) obtained that were not obtained during the Prelim?:

Yes

If Yes:

Obtained the Barber Shop sign-in sheet to identify witness PICs that were present in the area at the time of the incident.

2. Was an OCME consult obtained?:

No

3. Were the participant/witness inmate (s) telephone recordings obtained and reviewed?:

Yes

If Yes:

See Inmate Statements.

4. Were the participant inmate(s) adjudication hearing(s) listened to?:

No

5. Were any other investigative actions taken?:

Yes

If Yes:

1. Identified three (3) witness PICs that were in the barbershop during the incident and attempted to/ conducted an interview of them.

2. Reviewed the facility's Legal Schedule to identify the "Officer [REDACTED]" named in the complaint.

3. Conducted a review of Genetec Video on June 6, 2023, and June 9, 2023, to address non-UOF allegation that Officer [REDACTED] was taunting PIC [REDACTED] revealed negative findings.

4. Reviewed the GRVC Facility Radio Transmissions from 0700-1000 hours to identify the notification to the facility regarding this incident. The review of the radio transmissions revealed that there was a notification of a disruption coming from the Barber Shop ([REDACTED]). It was called/radioed in to be a Level B alarm activation (42:00 minutes into the audio file) for a Use of Force. A Level B

was called to the Barber Shop again as ESH 2 called for Captain [REDACTED]. Captain [REDACTED] responded back to the transmission, stating that he was on his way, when ESH 2 told him to take two officers with him and to take over (custody of) the PIC [REDACTED]. A spit masked was also requested; ESH 2 told Officer [REDACTED] to go to her office to retrieve the spit mask. ESH 2 then asked if it was PIC [REDACTED], when ESH 7 (Captain [REDACTED]) confirmed that it was PIC [REDACTED]. ESH 2 advised ESH 7 (Captain [REDACTED]) that she had two officers along with Captain [REDACTED] coming to do a takeover (43.25). ESH-2 advised Captain [REDACTED] to report to the Mini Clinic as the doctor was in Building 13.

Issue(s)

1. Why was this incident made into a full ID investigation?:

Actual or Alleged Blows to the Head.

2. Were there any other FULL ID criteria revealed during the investigation that were not mentioned during the Preliminary Review Process?:

No

3. Are there any issue(s) that are Undisputed between the participant inmate(s) and DOC employee(s)?:

Yes

If Yes:

PIC [REDACTED] spat at Officer [REDACTED]

4. Are there any issue(s) that are Disputed between the participant inmate(s) and DOC employee(s)?:

Yes

If Yes:

PIC [REDACTED] alleged that Officer [REDACTED] stuck him in the facial area.

5. Did the participant inmate(s) make any other allegation (not UOF) against any DOC employee?:

No

6. Did any witness inmate(s) make any other allegation (not UOF) against any DOC employee?:

Yes

If Yes:

PIC [REDACTED] alleged that Officer [REDACTED] taunted him about not letting him out of his cell.

7. Was the UOF allegation substantiated?

No

8. Was the incident avoidable?:

Yes

If Yes or No:

The incident that occurred inside the GRVC barbershop between PIC [REDACTED] and Officer [REDACTED] was avoidable, unnecessary, excessive, and not proportional. At the time of the incident, PIC [REDACTED] was secured in the enhanced

restraint set up with security mitts and leg irons. While PIC [REDACTED] was sitting in the barbershop chair, he and Officer [REDACTED] conversed. When PIC [REDACTED] was assisted to his feet by Officer [REDACTED] and Officer [REDACTED] as Officer [REDACTED] Officer [REDACTED] and PIC [REDACTED] continued to converse. Based on Genetec video, PIC [REDACTED] spat on the floor in the direction of Officer [REDACTED] Officer [REDACTED] and PIC [REDACTED] continued to converse, when the PIC opened his mouth and spat toward Officer [REDACTED] again. Officer [REDACTED] lunged forward and threw a strike towards PIC [REDACTED] facial area. PIC [REDACTED] fell back into the barber chair, then Officer [REDACTED] threw another downward strike toward PIC [REDACTED] body area. Due to Officer [REDACTED] means of egress from being spat on, this incident was avoidable. Instead, Officer [REDACTED] used unnecessary, and high impact force toward PIC [REDACTED] who did not pose an imminent threat as he was completely secured in the enhanced restraint setup and was in the physical custody of Officer [REDACTED]. The force used by Officer [REDACTED] Officer [REDACTED], and Officer [REDACTED] when they took PIC [REDACTED] down to the ground was necessary as PIC [REDACTED] began to resist staff by moving /shrugging his upper body. PIC [REDACTED] was assisted to his feet with the applied spit mask placed over his head. Based on staff reports and Genetec video, PIC [REDACTED] moved his head around in an attempt to remove the spit mask as he continued to resist staff. As staff tried to gain compliance and secure PIC [REDACTED] to the locker, the PIC lowered his head when staff guided him forward, which causing the PICs head to hit the locker twice. PIC [REDACTED] was secured to the locker so that staff could reassert their control holds and re-secure the spit mask which was necessary. Simultaneously, Officer [REDACTED] was captured on Genetec video with his forearm pressed on the PIC's upper back area momentarily, before he readjusted his arm placement. PIC [REDACTED] was escorted out of the Barber Shop by Officer [REDACTED] PIC [REDACTED] began to resist staff again as he twisted and turned his body, at which point, Officer [REDACTED] used necessary force when he guided PIC [REDACTED] to the corridor wall and readjusted his escort hold to gain compliance.

9. Was the UOF necessary?:

No

If Yes or No:

See above.

10. Was the force used proportional to the threat posed?:

No

If Yes or No:

See above.

11. Was the UOF excessive?:

Yes

If Yes or No:

See above.

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12. Was the UOF anticipated? :

No

If Yes or No:

See above.

13. Were there any findings not consistent with the preliminary investigation? :

No

14. Was the UOF/UOF Allegation reported to the COD within 1 hour?:

Yes

15. If not, is there a plausible explanation?:

No

16. Was any chemical agent dispensed during the incident?:

No

17. If so, were there any issues regarding the dispensing (too close, retaliatory, etc.)? :

N/A

18. Were there any other procedural violation(s)?:

Yes

If Yes:

The facility failed to document/record whether PIC [REDACTED] later refused REC services after he was initially recorded on ESH REC handheld video, stating that he wished to participate in the services. A facility referral will be generated to address this deficiency. Officer [REDACTED] was observed on BWC video donning unauthorized gloves. A facility referral will be generated to address this deficiency.

Analysis of Evidence:

Based on review of evidence which included staff reports, medical documentation, Genetec video, IIS, Securus phone audio, PIC Statements, Body Worn Camera video, and MEO-16 Interviews, on June 7, 2023, at approximately 0825 hours at the GRVC Barber shop, PIC [REDACTED] sat in the barber chair when Officer [REDACTED] and Officer [REDACTED] approached him and began to secure PIC [REDACTED] in the enhanced restraint/security mitts. The PIC was already restrained in leg irons. Officer [REDACTED] and Officer [REDACTED] entered the barbershop and began conversing with the PIC. As Officer [REDACTED] conversed with PIC [REDACTED] Officer [REDACTED] and Officer [REDACTED] assisted PIC [REDACTED] to his feet. Based on staff reports, Officer [REDACTED] asked PIC [REDACTED] for his name, but the PIC gave a false name. Based on several staff reports, PIC [REDACTED] then gave Officer [REDACTED] his correct name, but the PIC [REDACTED] behaved in an irate manner and spat on the floor, which was consistent with Genetec video surveillance. While PIC [REDACTED] and Officer [REDACTED] conversed back and forth, Officer [REDACTED] was positioned on the left side of Officer [REDACTED] with a clear and unobstructed view of the events in front of him. Officer [REDACTED] was behind Officer [REDACTED] with a partially obstructed view, while she conversed with PIC [REDACTED] and was looking away from the

verbal exchange between Officer [REDACTED] and PIC [REDACTED] at the time. Officer [REDACTED] and Officer [REDACTED] were each positioned at PIC [REDACTED] sides with clear and unobstructed views as they looked in the direction of Officer [REDACTED] and PIC [REDACTED]. Through staff interviews and an additional video review, it was determined that PIC [REDACTED] spat again, and in the direction of Officer [REDACTED]. At which point, Officer [REDACTED] inefficiently performed his duties when he used unnecessary, excessive, and high impact force on PIC [REDACTED] who was mechanically restrained, violating the Use of Force Directive 5006R-D: when he lunged forward and threw a strike to the PIC's facial area which caused the PIC to fall back into the barber chair. Genetec video then captured Officer [REDACTED] make another downward striking motion toward PIC [REDACTED] upper body area. As per Directive 5006R-D: in a situation where a staff member or other person is in imminent danger or death, where lesser means are impractical or ineffective, staff may use any necessary means readily available to stop or control the situation. Since PIC [REDACTED] was properly secured in the enhanced restraint setup, and was in the physical custody of Officer [REDACTED] the PIC did not pose an imminent threat of serious injury or death. In addition, Officer [REDACTED] had a means of egress to create space from the PIC. As such, Assistant Commissioner [REDACTED] made Officer [REDACTED] a subject of a suspension effective June 7, 2023, for ten (10) days under Memorandum of Complaint # 927/23. The facility generated MOC was accepted by the Trials Division on 7/6/23. The MOC only contained applicable Rules and Regulations. Therefore, ID will submit an amended MOC to include the violations of Directive 5006 R-D.

A review of Officer [REDACTED] submitted report revealed that his report was also inconsistent with Genetec video as he reported that to avoid being further assaulted by the PIC, he threw a strike that did not make contact with PIC [REDACTED] but that he hit the chair instead. Based on the statement obtained from PIC [REDACTED] Officer [REDACTED] struck PIC [REDACTED] in the face. This was also corroborated by Officer [REDACTED] report, who based on video evidence, had a clear and unobstructed view of the events, and reported that Officer [REDACTED] struck PIC [REDACTED] in the facial area. In his statement to ID, PIC [REDACTED] (PIC Witness) stated that the officer "decked" the PIC "two or three times," who also had a clear and unobstructed view of the incident, thus corroborating PIC [REDACTED] statement. Based on the preponderance of evidence, it has been determined that Officer [REDACTED] submitted a false/misleading Use of Force Report as he failed to accurately describe the incident in its entirety and will be charge accordingly for violating

Directive 5006R-D and the Rules and Regulations.

Officer [REDACTED] and [REDACTED] intervened and pulled Officer [REDACTED] away from PIC [REDACTED]. Then, Officers [REDACTED], and [REDACTED] used force that was necessary, and in accordance with Directive 5006R-D when they took PIC [REDACTED] down to the floor to cease his level of active resistance as he braced/tensed his body so that staff could not gain control of him. While on the floor, PIC [REDACTED] landed on his back, and was facing towards the staff, as such, Officers [REDACTED] continued to use the necessary amount of force to reassert their control of the PIC, turning him onto his stomach, which was consistent with their staff reports. While on the floor, Officer [REDACTED] applied a spit mask over PIC [REDACTED] head, and the PIC was assisted to his feet by Officers [REDACTED], [REDACTED], [REDACTED], and [REDACTED] which Captain [REDACTED] oversaw. PIC [REDACTED] continued to actively resist staff as he moved his head from side to side. Based on staff reports, PIC [REDACTED] attempted to remove his spit mask by moving his head from side to side. At which point, Officers [REDACTED] used force that was necessary when they guided PIC [REDACTED] towards the lockers to gain compliance and re-secure the spit mask. Genetec video revealed that PIC [REDACTED] was lowering his head simultaneously as staff placed him against the locker. According to Directive 4522 R-B (Restraints), V.I.E.2.E. When using Handcuffs, Leg Restraints, and Waist Restraint Systems, officers shall: Remain alert for sudden or unexpected movement by the PIC. As a result, the staff should have exercised caution when securing the PIC against the locker. Simultaneously, Officer [REDACTED] was also observed with his right forearm pressed on the PIC's upper back area momentarily before he readjusted his escort hold on the PIC. It is recommended that Officers [REDACTED] and [REDACTED] receive Documented Counseling regarding these violations.

As PIC [REDACTED] was being escorted out of the Barber Shop by the staff, Officer [REDACTED] assumed custody of the PIC, and escorted the PIC into the corridor. PIC [REDACTED] actively resisted being escorted, at which point, Officer [REDACTED] used the necessary amount of force when he was guided the PIC to the wall. PIC [REDACTED] was then relinquished to Officers [REDACTED] and [REDACTED] who escorted him to the Mini Clinic with Captain [REDACTED] which terminated the incident.

According to Directive 5006 R-D, staff reports are required to include "a detailed description of the Use of Force Incident, the events preceding the Use of Force Incident

including any attempts to de-escalate the situation and avoid the Use of Force, and the reasons for engaging in the Use of Force. Specifically, Staff Members should describe the Inmate's demeanor and the manner of resistance presented by the Inmate throughout the event. All reports must include a detailed description of the physical resistance exhibited by the Inmate; the type and level of force used by the Staff Member writing the report and by all other Staff who used force; whether any Staff used instruments or weapon, and if so, a description of the circumstances that led to their use; and a description of the nature and extent of any visible or apparent injuries sustained by Inmates, Staff, or others." A review/analysis of the staff reports, and video surveillance revealed the following: Officer [REDACTED] submitted report was vague/incomplete as he failed to describe, in detail, the force used in its entirety, based on his individual line of sight, which at the time, was a clear and unobstructed view of Officer [REDACTED] actions. Therefore, Officer [REDACTED] will be made the subject of a Memorandum of Complaint violating the Use of Force Directive 5006R-D. A review of Officer [REDACTED] submitted report was inconsistent with Genetec video based on his individual line of sight. It has been determined that Officer [REDACTED] submitted a false /misleading report as he failed to accurately document the force that Officer [REDACTED] used by falsely reporting that the officer struck the chair. During his MEO-16 Interview, he provided false testimony by reiterating that Officer [REDACTED] struck the chair. As such, Officer [REDACTED] will be made the subject of a Memorandum of Complaint for violating the Use of Force Directive 5006R-D and the Rules and Regulations. Additionally, a review of Officer [REDACTED] submitted report was inconsistent with the video surveillance. Officer [REDACTED] reported that she observed PIC [REDACTED] spit toward Officer [REDACTED] and again observed the PIC continuously spitting while on the floor. During her MEO-16 Interview, Officer [REDACTED] testified that she did not actually observe PIC [REDACTED] spit on Officer [REDACTED] but she observed the spit on the officer when she removed Officer [REDACTED] from the incident. Officer [REDACTED] also testified that she did not observe the PIC continuously spit while he was on the floor, but believed the PIC was still spitting as staff asked for a spit mask. It is recommended that Officer [REDACTED] receive UOF Report writing retraining to re-instruct her on reporting requirements based on her own, independent knowledge and observation.

It should be noted that Genetec video surveillance captured Officer [REDACTED] in possession of a BWC; however, he did not activate the device once the interaction with PIC [REDACTED] became adversarial (prior to the UOF incident)

as per Operation Order #1/22. Therefore, a Request for Retraining in BWC has been generated for Officer [REDACTED] because he did not immediately activate the camera when it was practical. He did activate the BWC during the UOF incident, which then captured the staff rolling the PIC onto his stomach, and the events thereafter. Based on review of Genetec video, Officer [REDACTED] report was consistent in documenting that Officer [REDACTED] stuck the PIC and based on his individual line of sight.

During an interview conducted on June 13, 2023, PIC [REDACTED] stated to the Investigation Division that Officer [REDACTED] struck him in the facial area. A few days prior, on June 10, 2023, a third-party 311-complaint pertaining to PIC [REDACTED] was filed, where it was alleged that he was involved in an incident with "Officer [REDACTED]" who antagonized the PIC by instructing the PIC to spit which he did. The complaint also alleged that PIC [REDACTED] was punched in the face while the PIC was secured. The complainant also stated that PIC [REDACTED] has not been provided clean clothing, allowed out for one (1) hour and that while on the phone with her son, an "Officer [REDACTED]" taunted him by not letting him out of his cell. However, the Officer that struck PIC [REDACTED] was Officer [REDACTED], not Officer [REDACTED] as the complainant alleged. Based on a review of PIC [REDACTED] classification status, he is currently housed in a restrictive housing unit 15A at GRVC ("Level 1" Enhanced Supervision Housing (ESH)) where the PICs are allowed time out of their cells for four (4) hours, each day for programming. If the PICs decide not to participate in programming, they are allowed one (1) hour of recreation and one (1) shower each day, in accordance with the Enhanced Supervision Housing (ESH) Directive 4491.

Regarding the portion of the complaint involving "Officer [REDACTED]", ID reviewed the facility's Legal Schedule to identify the "Officer [REDACTED]" named in the complaint. The review of facility records revealed that Officer [REDACTED] was assigned to the facility on the 1300 hours x 2100 hours tour. The officer's schedule further revealed that his pass days (days off) were June 7, 2023, and June 8, 2023, indicating that the officer did not have a physical interaction with the PIC on those days. As a result, video surveillance from June 6, and June 9, 2023 were reviewed. The facility failed to document/record whether PIC [REDACTED] later refused REC services after he was initially recorded on ESH REC handheld video, stating that he wished to participate in the services. A facility referral will be generated to address this deficiency.

On June 8, 2023, video surveillance showed that after PIC [REDACTED] returned from Court, he was secured in the Intake for approximately three (3) hours, which was not an excessive length of time, as alleged. In addition, the review of PIC [REDACTED] phone calls revealed that PIC [REDACTED] was not overheard discussing the details of this incident. It was noted upon a search of Visitor Express, that on June 9, 2023, PIC [REDACTED] had an in-person visit with a female visitor by the name of [REDACTED]. Based on this information, it is plausible that the PIC provided details of this use of force incident to Ms. [REDACTED] in-person, and she relayed the information to the PIC's relative, who then filed the 311 Complaint on 6/10/23. Through a review of video evidence, database searches and facility documentation, the non-UOF allegations made in the 311 Complaint are unsubstantiated.

Conclusion and Recommendations:

The investigation concluded that Officer [REDACTED] used unnecessary and excessive force on a restrained PIC, in violation of UOF Directive 5006 R-D. Officers [REDACTED], [REDACTED], and [REDACTED] submitted either false, inaccurate /incomplete and/or misleading UOF Reports regarding Officer [REDACTED] actions during the incident. Officer [REDACTED] also provided false/misleading MEO testimony. For these violations, they will be made the subjects of a Memorandum of Complaint. Lastly, [REDACTED] will be the subjects of a Documented Counseling to address the deficiencies noted during escort/ re-securing of the PIC's spit mask while against the lockers. Officer [REDACTED] will also receive retraining BWC policy/requirements., and Officer [REDACTED] will receive retraining in reporting writing requirements. Lastly, the facility failed to document/record whether PIC [REDACTED] later refused REC services after he was initially recorded on ESH REC handheld video, stating that he wished to participate in the services. A facility referral will be generated to address this deficiency.

Investigation Findings:

Closed with Charges - Facility Referral

Status:

Completed

Created By:

[REDACTED]

Created Date:

Jun 20 2023 7:32AM

Updated By:

[REDACTED]

Updated Date:

Jul 18 2023 4:13PM

Deputy Warden Remarks:**Summary of Staff Reports:****Warden Remarks:****Summary of Staff Injuries:****Tour Commander Remarks:**

~~Case 1:11-cv-05845-LTS Document 608-37 Filed 11/17/23 Page 61 of 118~~
UOF ID Number: 2893/23

Inmate Medical Findings:

INTAKE SQUAD STATS AND CLOSE OUT FORM

UOF Case Number: 2893-23

Investigator: [REDACTED]

Supervisor/Captain: SI [REDACTED]

Incident Date: 6/7/23

Facility: GRVC

1. What was the Intake Determination

- ☐ Closed with MOC
☐ Closed PDR
☐ Closed-charges per facility MOC
☐ Closed Command Discipline
☒ Referred to ID
☐ Closed Facility Referral
☐ Closed Academy
☐ Closed No Action

2. Did the Intake Investigation find any report writing issues

- ☐ Yes
☒ No

3. Did the UOF result in an Injury

- ☐ Yes
☒ No
☐ Unknown

4. What was the Injury Class

- ☐ A
☐ B
☐ C

5. Was the Inmate Injury Report consistent with Staff Report

- ☒ Yes
☐ No

6. Was this an Alleged Use of Force (If no, skip question 7)

- ☐ Yes
☒ No

7. Was the Allegation Substantiated

- ☐ Substantiated
☐ Unsubstantiated
☐ Unfounded
☒ Full ID

8. UOF Cause (If Applicable)

- ☐ Still Fire
☐ Inmate on Inmate
☒ Violating Direct Order
☐ Denial of Minimum Standards
☐ Escort Hold/Technique
☐ Suicidal Ideation

9. Was Medical Attention provided within 4 Hours

- ☒ Yes
☐ No

10. Was there an Inappropriate Head Strike

- ☐ Yes
☐ No
☒ Undetermined

11. Was there Retaliation

- ☐ Yes
☐ No
☒ Full ID
☐ N/A

12. UOF Avoidable

- ☒ Yes
☐ No

13. Was our Avoidable/Unavoidable assessment consistent with the facility rapid review

- ☒ Yes
☐ No

14. UOF Anticipated

- ☐ Yes
☒ No
☒ Full ID
☐ N/A

15. UOF Necessary

- ☐ Yes
☐ No
☒ Full ID
☐ N/A

16. UOF Excessive

- ☐ Yes
☐ No
☒ Full ID
☐ N/A

17. Was there a Handheld/Body Camera Violation

- ☐ Yes
☒ No

18. Was there a Chemical Agent Violation

- ☐ Yes
☒ No
☐ Full ID

19. Were Staff injuries reported to COD (If no, skip question 20)

- ☐ Yes
☒ No

20. Was Staff Injury consistent with Staff Report

- ☐ Yes
☐ No

21. Did Rapid Review Recommend Action

- ☒ Yes
☐ No

22. Did the Facility initiate a Command Discipline

- ☐ Yes
☒ No
☐ N/A

23. UOF Policy Violation

- ☐ Yes - Substantive
☒ Yes - Procedural Only
☐ Both
☐ No

24. Where did the UOF initiate

- ☐ Intake
☐ Corridor
☐ Clinic
☐ ESH
☐ MO
☐ GP
☒ Other

25. Time UoF Incident Occurred

- ☒ 0700-1500
☐ 1500-2300
☐ 2300-0700
☐ Time Unknown

Privileged and Confidential

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AOS / UOF 2893/23 45GV

Date June 7, 2023
 To [REDACTED] Assistant Commissioner GRVC
 From [REDACTED] ADW [REDACTED]

Subject AOS / UOF
 Location Barber shop

Genetic [REDACTED]

Staff 1. Officer [REDACTED]

2. Officer [REDACTED]

3. Officer [REDACTED]

4. Officer [REDACTED]

5. Officer [REDACTED]

6. Officer [REDACTED]



7. Officer [REDACTED]

Inmate [REDACTED]

On June 7, 2023 at approximately 0824 hours inmate [REDACTED] became disruptive inside the barbershop by spitting towards Officer [REDACTED]. At which time Officer [REDACTED] punched inmate [REDACTED] in the facial area. Inmate [REDACTED] became irate and began to twist and turn his body, pulling away from escort holds. Officers [REDACTED] [REDACTED] [REDACTED] utilized upper and lower body control holds to secure inmate on the floor. Officer [REDACTED] then applied a spit mask to inmate facial area and proceeded to assist inmate to his feet. Inmate did not cease his aggression, resulting in staff utilizing upper body control holds to secure subject inmate to the wall. Officer [REDACTED] [REDACTED] [REDACTED] assisted staff and took over the escort hold and inmate [REDACTED] continued to twist his body. Inmate was secured against the wall in the corridor area, escorted to the minicline, terminating the incident.

Respectfully submitted,
 [REDACTED] ADW



INV Captain

	CITY OF NEW YORK CORRECTION DEPARTMENT	
	George R. Verno Center	
	Incident Photo	

Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>	Date & Time of Incident: 06/07/2023 08:24
UOF #: 2893/23 - P Incident Status: <u>Actual</u>	NYSID #: [REDACTED]
First Name: [REDACTED]	Book & Case #: [REDACTED]
Last Name: [REDACTED]	Inmate <input checked="" type="checkbox"/> Staff <input type="checkbox"/> Other <input type="checkbox"/>



Photo Date: 06/07/2023
 Photo Taken By: Captain [REDACTED]
 Investigating Supervisor: Captain [REDACTED]
 Photo Description: Other-Refusal

	CITY OF NEW YORK CORRECTION DEPARTMENT	
	George R. Verno Center	
	Incident Photo	
Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>		
Date & Time of Incident: 06/07/2023 08:24		
UOF #: 2893/23 - P Incident Status: Actual		Shield #: [REDACTED]
First Name: [REDACTED]		Book & Case #: N/A
Last Name: [REDACTED]		Inmate <input type="checkbox"/> Staff <input checked="" type="checkbox"/> Other <input type="checkbox"/>

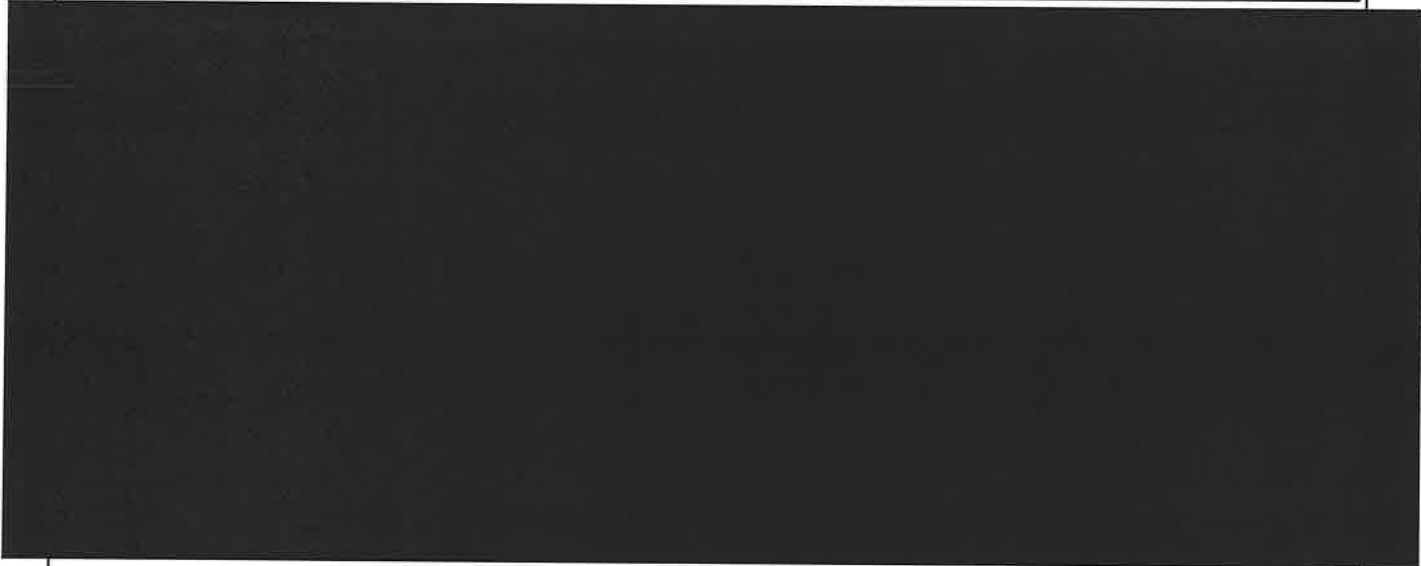


Photo Date: 06/07/2023
Photo Taken By: Captain [REDACTED]
Investigating Supervisor: Captain [REDACTED]
Photo Description: Front

Photo Date: 06/07/2023
Photo Taken By: Captain [REDACTED]
Investigating Supervisor: Captain [REDACTED]
Photo Description: Other-Injury



	CITY OF NEW YORK CORRECTION DEPARTMENT	
	George R. Vierno Center	
	Incident Photo	
Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>		
Date & Time of Incident: 06/07/2023 08:24		
UOF #: 2893/23 - P Incident Status: Actual		
Shield #: [REDACTED]		
Book & Case #: N/A		
Inmate <input type="checkbox"/> Staff <input checked="" type="checkbox"/> Other <input type="checkbox"/>		
First Name: [REDACTED]		
Last Name: [REDACTED]		



Photo Date: 06/07/2023
Photo Taken By: Captain [REDACTED]
Investigating Supervisor: Captain [REDACTED]
Photo Description: Other

Photo Date: 06/07/2023
Photo Taken By: Captain [REDACTED]
Investigating Supervisor: Captain [REDACTED]
Photo Description: Other

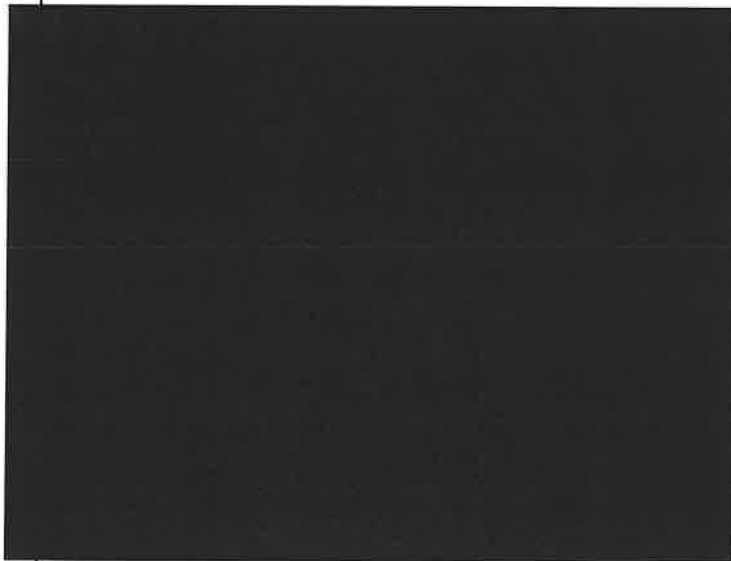


Photo Date: 06/07/2023
Photo Taken By: Captain [REDACTED]
Investigating Supervisor: Captain [REDACTED]
Photo Description: Other-Injury Hand



CITY OF NEW YORK CORRECTION DEPARTMENT

George R. Verno Center

Incident Photo



Type of Incident: UOF <input checked="" type="checkbox"/> COD <input type="checkbox"/> Other <input type="checkbox"/>	Date & Time of Incident: 06/07/2023 08:24
UOF #: 2893/23 - P Incident Status: Actual	Shield #: [REDACTED]
First Name: [REDACTED]	Book & Case #: N/A
Last Name: [REDACTED]	Inmate <input type="checkbox"/> Staff <input checked="" type="checkbox"/> Other <input type="checkbox"/>

Photo Date: 06/07/2023

Photo Taken By: Captain [REDACTED]

Investigating Supervisor: Captain [REDACTED]

Photo Description: Other

Photo Date: 06/07/2023

Photo Taken By: Captain [REDACTED]

Investigating Supervisor: Captain [REDACTED]

Photo Description: Other-Injury

Photo Date: 06/07/2023

Photo Taken By: Captain [REDACTED]

Investigating Supervisor: Captain [REDACTED]

Photo Description: Other-Injury #1

PRIVILEGED AND CONFIDENTIAL



INMATE VOLUNTARY STATEMENT FORM

Page 1 of 1



NEW YORK CITY DEPARTMENT OF CORRECTION



INVESTIGATION DIVISION

INMATE VOLUNTARY STATEMENT FORM

Date: 6/20/23 Time Interview Started: 1206 PMLocation of Interview (Facility/Area): RNOC ~~LC#~~ LCSInmate Name: [REDACTED]

Inmate Book and Case Number: _____

Inmate DOB: _____ Inmate Cell/Bed Assignment: _____

I hereby acknowledge that I made the following statement to the New York City Department of Correction Investigation Division voluntarily and of my own free will without promise or hope of reward and that no one has threatened me in any way to provide this statement.

In accordance with Departmental Directive 5006R-D (Use of Force), you will not be subject to any form of retaliation for providing information in connection with this investigation by the New York City Department of Correction.

I made this statement to Investigator [REDACTED], Shield # [REDACTED] and InvestigatorShield # [REDACTED][REDACTED] gave proper last name.Officer "decked" him like two-three timesOfficer told [REDACTED] to spit on him.Officer was "talking" to the PIC [REDACTED][REDACTED] almost spit on him (other PIC)Inmate Signature: [REDACTED] Date: 6/20/23 Time: 1222Investigator Witness: [REDACTED] Date: 6/20/23 Time: 1222Investigator Witness: [REDACTED] Date: 6/20/23 Time: 1222Page 1 of [REDACTED]



**New York City Department of Correction
Investigation Division**

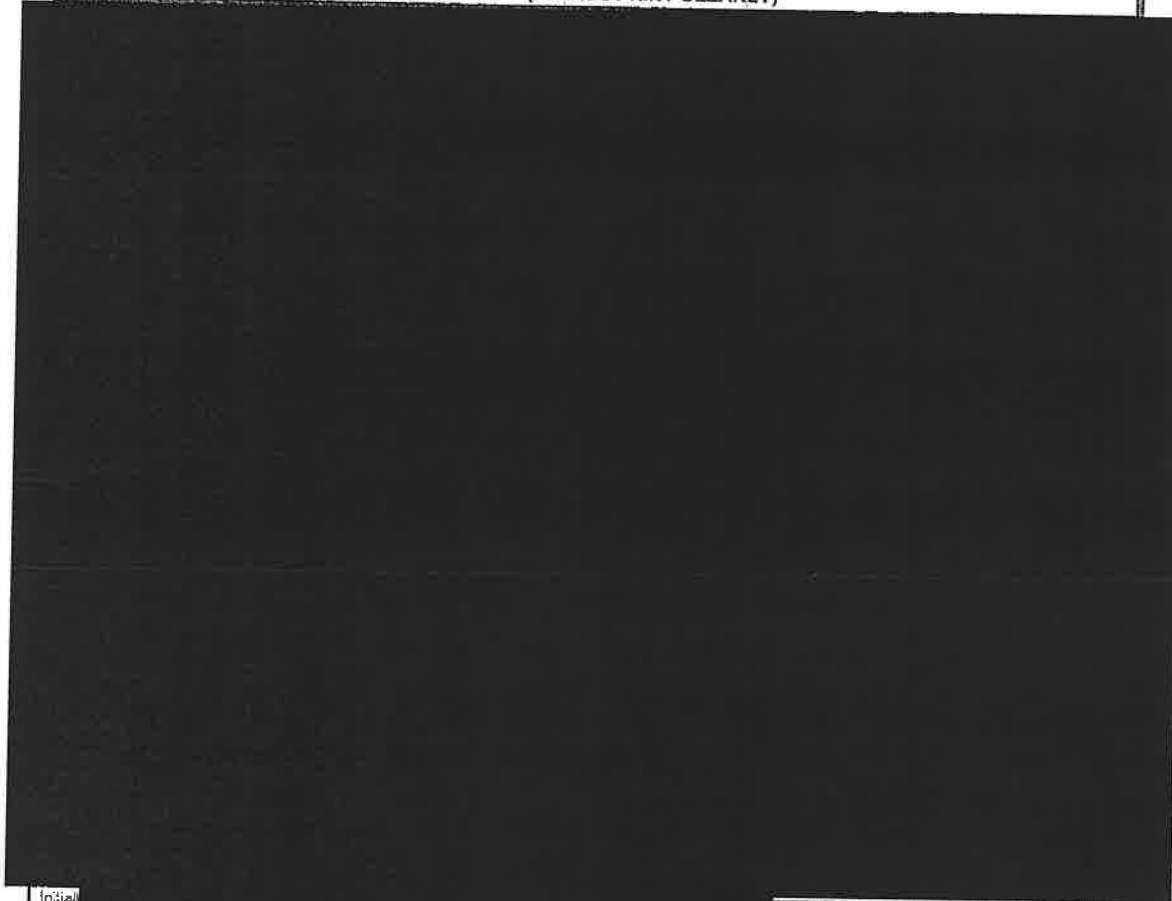
Detailed Investigative Action

Investigators: [REDACTED]
Report date: 06/20/2023
UOF:2893/23

On June 13, 2023, at approximately 1051 hours Investigator [REDACTED] and Investigator [REDACTED] went to GRVC housing area 15A and conducted a BWC interview with PIC [REDACTED]. PIC [REDACTED] explained that he was in the barbershop getting a haircut when the officer came to him and asked him his name. PIC [REDACTED] said that he told the Officer his name was [REDACTED] the officer then went to someone else and asked another PIC what his name was. The officer then came back to PIC [REDACTED] and told the PIC that he is not getting anymore haircuts. PIC [REDACTED] explained that he got upset in spit on the floor but also explained that he was in mittens. PIC [REDACTED] said that the Officer told the PIC to spit on him, which he did and after the PIC did that the Officer punched him in the facial area. PIC [REDACTED] further explained that he had leg shackles on, along with the restraints and that he was not a threat. PIC [REDACTED] stated that he felt it was retaliation for a incident that happened a few days ago.

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	CORRECTION DEPARTMENT CITY OF NEW YORK	
INJURY TO INMATE REPORT		Page 1 of 2 Pages Form: 167R-A Rev: 10/3/19 Ref.: Dir. 4516R-D
INSTRUCTIONS: One copy to Clinic Lock Box, One Copy to Inmate Medical File and Original with completed investigation to Security.		
Command: <u>CPUC</u>	Date: <u>6/7/23</u>	Injury #: <u>F-723/1214</u>
TO BE COMPLETED BY EMPLOYEE (PLEASE PRINT CLEARLY)		
Inmate Name (Last Name, First Name): <u>[REDACTED]</u>		
Location Where Injury Occurred: <u>Parson Shop</u>	Inmate's Housing Area: <u>ISA</u>	Book & Case/Sentence: <u>[REDACTED]</u>
Details: <u>On Wednesday June 7th 2023 in the Parson Shop</u> <u>Inmate [REDACTED] was involved in a fight with staff at</u> <u>Parson Shop of 25 House.</u>		
Supervisor Notified (Print Last Name, First Name, Rank, Shield #): _____ Date: _____ Time: _____ Hrs		
Employee: <input type="checkbox"/> (Did) <input type="checkbox"/> (Did Not Witness This Injury)	Employee Full Name (print): _____	Employee Signature: _____ Rank/Title: _____ Shield ID#: _____
TO BE COMPLETED BY MEDICAL STAFF ONLY - (PLEASE PRINT CLEARLY)		



Initial: _____	I certify that the cause of injury as stated herein is to my knowledge true and medical attention was provided:	Date: <u>6/7/23</u>	Time: <u>8:35</u> Hrs
Inmate Signature: _____	BKG / Sentence: _____	Date: <u>6/7/23</u>	Time: _____
Witnessed By (Sig): _____	Rank/Title: <u>CO</u>	Date: <u>6/7/23</u>	Time: _____

 CORRECTION DEPARTMENT CITY OF NEW YORK			
INJURY TO INMATE REPORT		Page 2 Of 2 Pages	Form: #167R-A Rev: 10/3/19 Ref: Dir. #1516R-D
INSTRUCTIONS: Original Report to Security; One copy to Clinic Lock box; One copy to Inmate Medical File.			
Inmate Name (Last Name, First Name): [REDACTED]			
Injury # FY23-1214	NYSID: [REDACTED]	Book & Case/Sent #: [REDACTED]	
TO BE COMPLETED BY THE INVESTIGATOR OFFICER. PLEASE PRINT CLEARLY.			
<p>Investigator's Report: On, Wednesday, June 7, 2023, at approximately 0825 hours, Inmate [REDACTED] was involved in an Use of Force with DOC staff in the Barbershop.</p>			
<p>Nature/Reported Mechanism of Injury: Said inmate was presented to clinic where he was medically evaluated by Correction Health Services who noted the following on the generated Injury Report #1214-FY23: patient refused medical evaluation. He's alert ambulatory, no distress & no injury.</p>			
<p>Treatment: Refused</p>			
<p>Disposition: Return to housing area</p>			
<p>Investigation: This writer's investigation concludes that based on staff's accounts of this incident, the inmate refusal to be evaluated by medical and the inmate's refusal to provide a voluntary inmate statement. On Wednesday June 7, 2023 at approximately 0825 hours, Inmate [REDACTED] was involved in an Use of Force with DOC staff in the Barbershop. Said inmate was cleared to return to his assigned housing area.</p>			
<p>If inmate was transported to a hospital fill in name here: _____</p>			
<p>Medical's Final Disposition on Injury Type: <input type="checkbox"/> Serious Injury <input checked="" type="checkbox"/> Not Serious Injury</p>			
<p>Injuries resulted From: <input checked="" type="checkbox"/> Use of Force <input type="checkbox"/> Allegation of a Use of Force <input type="checkbox"/> Inmate on inmate Altercation <input type="checkbox"/> Self Inflicted <input type="checkbox"/> Accident <input type="checkbox"/> Other (Explain): _____</p>			
Investigating Officer (Signature): [REDACTED]		Rank/Title: Captain	Shield/ID#: [REDACTED] Date: 6/7/2023
<p>Tour Commander's Review: Based on the Investigative Captain's findings, medical evaluation and said inmate's refusal to provide a written statement: I concur with the above.</p>			
Tour Commander's (Signature): [REDACTED]		Rank/Title: AOW	Shield/ID#: [REDACTED] Date: 6-08-2023
<p>Deputy Warden's Review:</p>			
Signature: _____		Rank/Title: _____	Date: _____
<p>Commanding Officer's Remarks:</p>			
Signature: _____		Rank/Title: _____	Date: _____

**New York City Department of Correction
Investigation Division**

**Detailed Investigative Action
NYCDOC Phone Calls – [REDACTED]**

**Investigator: Inv. [REDACTED]
Case: U2893/23**

Report date: June 20, 2023


[REDACTED]
PIC [REDACTED] got on the phone with an unidentified female, and they spoke about his job in the barbershop and the smoke from the fire that came from Canada. The conversation is not relevant to the case.

[REDACTED]
PIC [REDACTED] got on the phone with the same unidentified female, they continued to have a conversation that was not relevant to the case.

[REDACTED]
PIC [REDACTED] got on the phone with an unidentified female, and they spoke about sending money back, the female going to the doctor and the smoke that was outside. The conversation was not relevant to the case.

[REDACTED]
PIC [REDACTED] got on the phone with another unidentified female, and they spoke about her coming to visit him and how the weekend visits are back. They also spoke about her new position the conversation was not relevant to the case.

[REDACTED]
PIC [REDACTED] got on the phone with an unidentified female, and they spoke about her weight. The conversation was not relevant to the case.

	CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff. : 9/27/2017																								
	USE OF FORCE WITNESS REPORT			PART A-1																								
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.																										
Facility: GRVC	Report Date: 6/7/23	Incident Date: 6/7/23	Incident Time: 0825	Facility Incident #: COD Use of Force #: COD Unusual # if any:																								
Location Where Incident Occurred: School Corridor		Post Assigned at Time of Incident: Barbershop		Tour: 0500x1331																								
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:																												
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">#</th> <th style="width: 40%;">Last Name</th> <th style="width: 40%;">First Name</th> <th style="width: 15%;">Book and Case or Sentence Number</th> </tr> </thead> <tbody> <tr><td>1</td><td></td><td></td><td></td></tr> <tr><td>2</td><td></td><td></td><td></td></tr> <tr><td>3</td><td></td><td></td><td></td></tr> </tbody> </table>					#	Last Name	First Name	Book and Case or Sentence Number	1				2				3											
#	Last Name	First Name	Book and Case or Sentence Number																									
1																												
2																												
3																												
2 Did you see force used against an inmate(s)? <input checked="" type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:																												
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">#</th> <th style="width: 40%;">Last Name</th> <th style="width: 40%;">First Name</th> <th style="width: 15%;">Book and Case or Sentence Number</th> </tr> </thead> <tbody> <tr><td>1</td><td></td><td></td><td></td></tr> <tr><td>2</td><td></td><td></td><td></td></tr> <tr><td>3</td><td></td><td></td><td></td></tr> </tbody> </table>					#	Last Name	First Name	Book and Case or Sentence Number	1				2				3											
#	Last Name	First Name	Book and Case or Sentence Number																									
1																												
2																												
3																												
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:																												
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;">#</th> <th style="width: 30%;">Last Name</th> <th style="width: 30%;">First Name</th> <th style="width: 20%;">Rank/Title</th> <th style="width: 15%;">Shield/ID Number</th> <th style="width: 10%;"></th> </tr> </thead> <tbody> <tr><td>1</td><td></td><td></td><td></td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> <tr><td>2</td><td></td><td></td><td></td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> <tr><td>3</td><td></td><td></td><td></td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> </tbody> </table>					#	Last Name	First Name	Rank/Title	Shield/ID Number		1					<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	2					<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	3					<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present
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4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): This writer was not present before incident																												
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: This writer was not present during incident																												
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): On Wednesday June 7, 2023 at approximately 0825hrs I, Officer [REDACTED] assigned to the Barbershop on the 0500X1331 tour was walking down the school corridor towards gym control. This writer did not witness any Use of Force against inmate [REDACTED] [REDACTED]																												

6 (Continued)



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

N/A

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

N/A

9 Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signature:

WJ #2893/23

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A	Eff. : 9/27/2017
USE OF FORCE REPORT			
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?	
		<input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If WITNESS or only PRESENT, then complete PART A-1, NOT this report.	
Facility: <u>GRVC</u>	Report Date: <u>6/7/23</u>	Incident Date: <u>6/7/23</u>	Incident Time: <u>0825</u>
Location Where Incident Occurred: <u>Barbershop</u>		Facility Incident #: _____	COD Use of Force #: _____
Post Assigned at Time of Incident: <u>EST Security</u>		Tour: <u>0500 x 1331</u>	
1 Was Supervisor notified before force was used? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #: _____			
2 Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #: _____ Time Notified: _____			
3 State name(s) of inmate(s) against whom force was used:			
Last Name	First Name	B&C or Sent. Number	Infraction Written?
1	[REDACTED]	[REDACTED]	<input type="checkbox"/> YES <input type="checkbox"/> NO
2	[REDACTED]	[REDACTED]	<input type="checkbox"/> YES <input type="checkbox"/> NO
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):			
<p><u>On Wednesday June 7, 2023 I Co. [REDACTED] was assigned to EST Security on the 0500 x 1331 hour tour. At approximately 0825 hours this writer responded to the main backroom for a requested level B due to inmate [REDACTED] spitting and being irate/aggressive towards [REDACTED]</u></p>			
5 Were alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe:			
<p><u>Yes this writer gave verbal commands such as calm down and stop.</u></p>			
6 Describe the incident and the specific force used:			
<p><u>Upon entering the barbershop this writer witnessed inmate [REDACTED] restrained in mechanical restraints, irate and a spit mark. Said inmate appeared to be irate pulling away from staff and resisting escort holds. This writer took away the inmate's holds from Doc Staff. At this time inmate [REDACTED] became aggressive resisted this writer's escort hold beginning to pull away from this writer at this time this writer reestablished a proper escort hold and secured said inmate to the corridor wall to prevent further incident and possible assault on staff. This writer along with other Doc Staff escorted said inmate to the mini clinic to be seen by medical then escorted and secured back in his assigned cell.</u></p>			

Continued on Reverse Side

6 (Continued)

7 Explain in detail why force was necessary to control the situation:
 Due to inmate being aggressive and assertive UOF was necessary to prevent physical injury to Doc Staff.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
 Right arm / upper torso area.

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
 Captain [REDACTED]

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☐ YES ☐ NO
 If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	Co.	[REDACTED]	See Mos report

1

Name	Rank/Title	Shield/ID Number	Account of Actions

2

Name	Rank/Title	Shield/ID Number	Account of Actions

3

11 Did any other inmates witness the incident? ☐ YES ☐ NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number

12 Were you responsible for escorting the inmate(s) to the clinic? ☒ YES ☐ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:
 yes this writer escorted said inmate to the clinic.

13 Did you claim any injuries as a result of the incident? ☐ YES ☒ NO If YES, describe your injuries and how each was sustained:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #) Co. [REDACTED] Signature [REDACTED]

23 JUN 7 21:25

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A	Eff: 9/27/2017
USE OF FORCE REPORT			PART A
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE IF WITNESS or only PRESENT, then complete PART A-1, NOT this report.	
Facility: CRVE	Report Date: 06-07-2023	Incident Date: 06-07-2023	Incident Time: 15A
Location Where Incident Occurred: CRVE BARBER SHOP		Post Assigned at Time of Incident: 15A	Tour: 0500X1331
1 Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #:			
2 Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #: Captain Time Notified: 0845			
3 State name(s) of inmate(s) against whom force was used:			
Last Name		First Name	B&C or Sent. Number
1			
2			
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): <p>On Wednesday June 07, 2023 I, CO. [REDACTED] was assigned to the housing area 15A on the 0500X1331 hours tour escorted inmate [REDACTED] to the Barber Shop. After getting the hair cut at approximately 0825 hours in the process of putting the mitten on to his right hand CO. [REDACTED] who was in the Barber Shop as a level "A" responding team was asking the inmates their names. Inmate [REDACTED] gave wrong name, when he was asked again he responded with his correct name. Inmate [REDACTED] became aggressive and started arguing with CO. [REDACTED] and said I will spit on your face and right away spit on the floor. gathered the cough and saliva in his mouth and spit in the direction of CO. [REDACTED] facial area. To stop further spit and assault CO. [REDACTED] simultaneously threw right hand strike towards inmate [REDACTED] facial area.</p>			
5 Were alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe: <p>I CO. [REDACTED] gave several direct orders "Calm down, Calm down, stop moving".</p>			
6 Describe the incident and the specific force used: <p>[REDACTED] became aggressive and violent and started spitting towards Doc staff to prevent further assault and serious injury to Doc staff this writer along with CO. [REDACTED] secured the inmate [REDACTED] on the floor. Inmate [REDACTED] drop him self on his back and face upwards, to prevent further spit we change his position and secured him face down on his stomach. Inmate [REDACTED] was still turning and twisting his body while this writer was securing his right arm and upper body. This writer gave several direct orders "Calm down, Calm down, stop moving." To stop spitting inmate [REDACTED] was provided "spit mask". After putting the mask on assisted to get up on his feet, as soon as he stood up he attempted to pull down the spit mask to stop further assault this writer pulled down the spit mask and secured against the cabinet inside barber shop.</p>			

Continued on Reverse Side

25:15 PM ES

6 (Continued)
 Then relinquished inmate [REDACTED] to C.O. [REDACTED] who escorted out him out of Barber shop.

7 Explain in detail why force was necessary to control the situation:
 To stop spitting and assault on DOC staff.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
 This writer used force on inmate's right hand and upper body area.

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
 Captain [REDACTED] responded after the incident.

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☐ YES ☒ NO
 If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	Used Force
[REDACTED]	CO	[REDACTED]	Used Force
[REDACTED]	CO	[REDACTED]	Used Force

11 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number

12 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

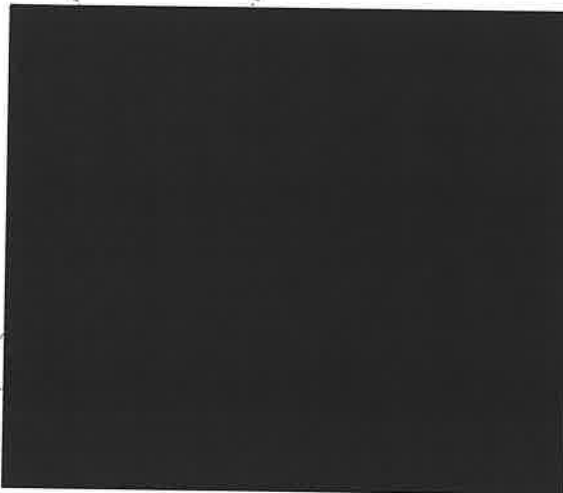
13 Did you claim any injuries as a result of the incident? ☒ YES ☐ NO If YES, describe your injuries and how each was sustained:
 Sprain my right Ankle and swelling on right toe.

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)
 [REDACTED] CO [REDACTED]

Sign: [REDACTED]

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff. : 9/27/2017																																										
USE OF FORCE WITNESS REPORT																																													
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.																																											
Facility: <u>GRC</u>	Report Date: <u>060723</u>	Incident Date: <u>060723</u>	Incident Time: <u>0720hr</u>																																										
Location Where Incident Occurred:		Post Assigned at Time of Incident: <u>13B</u>	Tour: <u>0500 X 1331</u>																																										
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, list #: <u>Unknown</u>																																													
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2 Did you see force used against an inmate(s)? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:																																													
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4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): <u>I was not present before incident began.</u>																																													
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe:																																													
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): <u>On Wednesday June 07, 2023, I C.O. [redacted] assigned to the 0500/1331 tour in 13B was on a personal when passing gym control an alarm was called for the Bankership area. I C.O. [redacted] responded to the area to assist staff, upon the Bankership door opening several Staff members were escorting Detainee [redacted] into the Corridor area. At approximately 0720hrs [redacted] began to actively resist staff at which time staff Guided [redacted] towards the wall near the Bankership Magnometer.</u>																																													

6 (Continued)



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

8 Identify the part(s) of the inmate's body/body/s to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

Force was utilized to the upper body area, no visible or apparent injuries were noticed by this writer.

9 Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

[REDACTED]

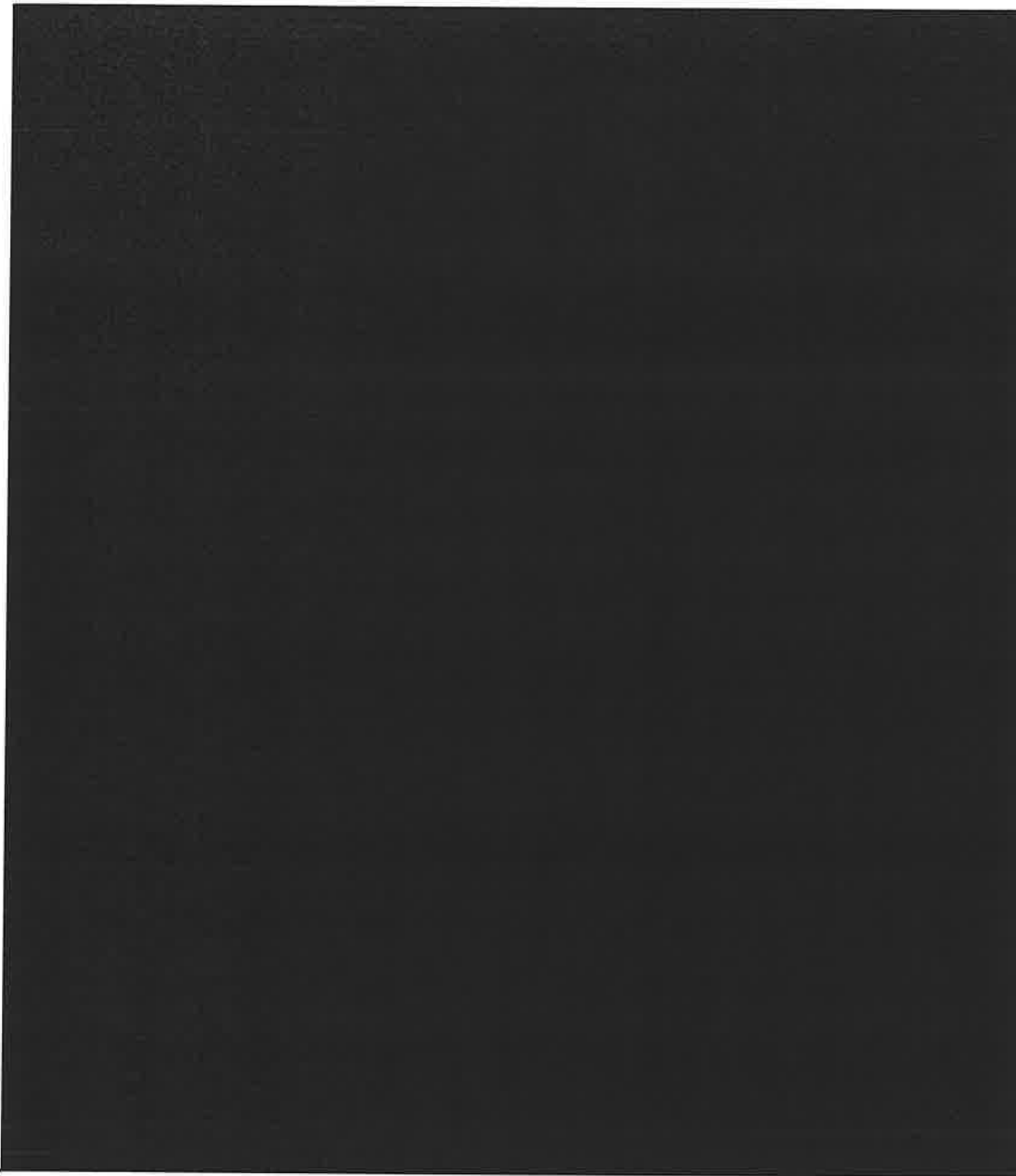
Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

[REDACTED]

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff. : 9/27/2017																
USE OF FORCE WITNESS REPORT																			
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		PART A-1: DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE. If you used force, complete PART A, NOT this report.																	
Facility: <u>GRVC</u>	Report Date: <u>6-7-23</u>	Incident Date: <u>6-7-23</u>	Incident Time: <u>0820</u>																
Location Where Incident Occurred: <u>Barbershop / By Magometer</u>		Post Assigned at Time of Incident: <u>13A</u>	Tour: <u>0500x1331</u>																
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:																			
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4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): <u>This writer was not present before the incident began and did not see the sequence of events leading up to the incident.</u>																			
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: <u>I C.O. [redacted] did not hear or see alternatives such as verbal commands attempted before force was used.</u>																			
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): <u>On Wednesday June 7th 2023 at approximately 0820 hours I C.O. [redacted] assigned to housing area 13A during the 0500x1331 hour tour had escorted an inmate to the barbershop and watched another MOS escort him out of the area while walking down the corridor. I heard them call a level 3 on the radio and walked back towards the barbershop and saw inmate [redacted] actively resisting escort holds and acting in an aggressive manner while being escorted out of the barbershop. I C.O. [redacted] then saw C.O. [redacted] secure said individual into the wall by one magometer which terminated the incident.</u>																			

Continued on Reverse Side

6 (Continued).



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident.:

No staff member authorized the incident.

8 Identify the part(s) of the inmate's body/body(s) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

Force was applied to inmate [redacted] back and arms area.

9 Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

This writer was not responsible for escorting the inmate to the clinic.

Submitted by: (Print LAST NAME, FIRST NAME, MIDDLE NAME and SUFFIX)

[Redacted signature area]

CITY OF NEW YORK - CORRECTION DEPARTMENT		USE OF FORCE REPORT		FORM #5006-A	Eff. : 9/27/2017
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.				PART A DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If WITNESS or only PRESENT, then complete PART A-1, NOT this report.	
Facility: GRVC	Report Date: 06/07/2023	Incident Date: 06/07/2023	Incident Time: 0825	Facility Incident #:	COO Use of Force #: 0700x1531
Location Where Incident Occurred: Barbershop		Post Assigned at Time of Incident: Beacon Center		Tour: 0700x1531	
1 Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #:					
2 Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #: NONE					
3 State name(s) of inmate(s) against whom force was used:					
Last Name		First Name		B&C or Sent. Number	Infraction Written?
1					<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
2					<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): This writer responded to the barbershop for a institutional level B alarm.					
5 Were alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: This writer attempted to pedigree the remaining inmates in the barbershop, inmate [redacted] gave me a false name and became irate when I asked then who is [redacted]. Said inmate spat on the floor at which time I asked him not to do that.					
6 Describe the incident and the specific force used: On Wednesday June 7, 2023, I C.O. [redacted] assigned to the Beacon Center on the 0700x1531 tour at approximately 0820 hours responded to a institutional level B alarm which was abated as the destructive inmate was escorted out of the area ceasing the incident. This writer then proceeded in assisting with clearing out the barbershop to continue the service. This writer began to pedigree the inmates that was currently inside the barbershop. This writer asked the remaining inmates their names at which time inmate later identified as [redacted] responded saying my name was [redacted] at which time I asked then who is [redacted]. Said inmate then immediately got up saying "I'm [redacted], Whats up?" in a very aggressive tone. This writer responded explaining that acting in that manner will result in being your last haircut for a while. Said inmate responded "I dont give a fuck about none of that, I already got my cut". As inmate [redacted] was being put in full restraints. "He said I already fucked up a CO already" then spat on the floor to the left of where I was standing. This writer then ordered inmate [redacted] to not do that and without provocation then spat in this writers facial area. To avoid being assaulted further, this writer immediately responded by lunging forward while attempting to strike inmate [redacted] with my right arm in the upper body chest area but was not able to make contact. My right arm went over said inmates body and made contact with the barbershop chair as C.O. [redacted] began to restrain said inmate pulling him away. The momentum from my forward motion resulted in [redacted]					

Continued on Reverse Side

6 (Continued)

my body pushing said inmate down to the barbershop chair. This writer then stood up and moved back as C.O. [REDACTED] C.O. [REDACTED] and C.O. [REDACTED] secured inmate [REDACTED] to the ground. This writer went to the clinic ceasing the incident. I am writing this based upon my immediate recollection of the incident at this point. I hereby reserve the right to amend this report, pursuant to my further clarity of the incident and possible review of the video evidence.

7 Explain in detail why force was necessary to control the situation:
to avoid being further assaulted by inmate [REDACTED]

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
UPPER BODY CHEST

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
NONE

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☒ YES ☐ NO
If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	assisted in restraining inmate [REDACTED]
1			
[REDACTED]	CO	[REDACTED]	assisted in restraining inmate [REDACTED]
2			
[REDACTED]	CO	[REDACTED]	assisted in restraining inmate [REDACTED]
3			

11 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number
[REDACTED]	[REDACTED]	[REDACTED]

12 Were you responsible for reporting the inmate(s) to the clinic? ☐ YES ☒ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

13 Did you claim any injuries as a result of the incident? ☒ YES ☐ NO If YES, describe your injuries and how each was obtained:
My right hand

Submitted by: (PH# LAST NAME, FIRST NAME, RANK and SHIELD #)
[REDACTED] CO [REDACTED]

CITY OF NEW YORK - CORRECTION DEPARTMENT				USE OF FORCE REPORT		FORM #0008-A	EN. : 8/27/2017
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.				PART A			
DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?				IF WITNESS or only PRESENT, then complete PART A-1, NOT this report.			
<input checked="" type="checkbox"/> USED FORCE				<input type="checkbox"/> WITNESS/PRESENT AT THE SCENE			
Facility: GRUC	Report Date: 6/7/23	Incident Date: 6/7/2023	Incident Time: 0828 am	Facility Incident #:	COD Use of Force #:	COD Unusual # If any:	
Location Where Incident Occurred: GRUC Barber Shop				Post Assigned at Time of Incident: ISA		Tour: 0500 P (13)	
1. Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				If YES, write in full NAME, RANK and SHIELD #:			
2. Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #:				Time Notified:			
3. State name(s) of inmate(s) against whom force was used:				Infraction Written? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
4. Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): On Wednesday, June 7th 2023 I CO [redacted] assigned to housing ISA on the 5th floor. [redacted] assigned to [redacted] in a use of force. Force was not anticipated.				YES <input type="checkbox"/> NO <input type="checkbox"/>			
				YES <input type="checkbox"/> NO <input type="checkbox"/>			
5. Were alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe:							
no alternatives such as verbal commands were attempted since force was not anticipated							
6. Describe the incident and the specific force used: On Wednesday, June 7th [redacted] along with CO [redacted] escorted inmate to the barber shop to be afforded a haircut. Just prior to the completion of inmate haircut CO [redacted] had checked a level & fire on compliance inmate in the barber shop one that noncompliant inmate had been removed CO [redacted] and myself began to remove inmate from the barber shop chair and remove his mechanical hand restraints CO [redacted] asked inmate [redacted] and a second inmate their names. Inmate [redacted] and asked [redacted] CO [redacted] asked a second inmate the names of both inmates to which I inmate [redacted] passed truthfully his name CO [redacted] stated "this will be your last haircut for imprisonment. I am issuing you a ticket." At this point while I was trying to secure the mechanical restraint on inmate [redacted] right wrist he began yelling at CO [redacted] "I don't give a fuck I already got a haircut fuck you I don't give a fuck." At this point I heard inmate [redacted] make a backing knocking noise and then said "I did not see where from my angle viewpoint before I could give inmate verbal orders to stop said inmate began making backing knocking noise"							

6 (Continued)

In an attempt to spit a second time, CO [redacted] immediately reacted with force from behind me, causing us to all fall back on the floor and eventually to the door. Once on the floor, CO [redacted] removed himself while CO [redacted] and myself secured inmate [redacted] on the ground. Inmate [redacted] began attempting to spit into the ground. A spit mark was brought by additional DOC staff and applied to said inmate while he was being brought to his feet. CO [redacted] East Security and additional staff then took custody of inmate [redacted] removing my involvement. DOC staff then released inmate [redacted] from the institution. I am unable to recall the exact date of this incident. I reserve the right to amend this report pursuant to my further clarity of the incident and possible review of the video evidence.

7 Explain in detail why force was necessary to control the situation:
 Force was necessary to control an aggressive inmate from spitting on staff.

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
 Force was applied to upper body torso area and lower body area.

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☒ YES ☐ NO
 If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[redacted]	CO	[redacted]	See CO [redacted] report
[redacted]	CO	[redacted]	See CO [redacted] report
[redacted]	CO	[redacted]	See CO [redacted] report

11 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number

12 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

13 Did you claim any injuries as a result of the incident? ☐ YES ☒ NO If YES, describe your injuries and how each was sustained:


Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #) [redacted] Signature: [redacted]

		CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1		Eff.: 9/27/2017	
USE OF FORCE WITNESS REPORT							
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.				DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.			
Facility: GRVC		Report Date: 6/7/23	Incident Date: 6/7/23	Incident Time: 0825	Facility Incident #:	COD Use of Force #:	COD Unusual # If any:
Location Where Incident Occurred: Barbershop			Post Assigned at Time of Incident: Beacon Center		Tour: 0700X1531		
1 Did any other inmates witness the incident? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, list #:							
Last Name		First Name		Book and Case or Sentence Number			
1							
2							
3							
2 Did you see force used against an inmate(s)? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:							
Last Name		First Name		Book and Case or Sentence Number			
1							
2							
3							
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:							
Last Name		First Name		Rank/Title	Shift/ID Number	<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present <input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present <input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	
1				CO			
2				CO			
3				CO			
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): This writer responded to a Level B in the Barbershop with inmate [REDACTED]							
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe: Inmate [REDACTED] first gave a false name of [REDACTED] and was informed to properly identify himself. In which he did identify himself as inmate [REDACTED] becoming aggressive and threatening to spit on staff. Inmate was instructed not to do that and sit back down so they can properly secure his restraints. Inmate refused and spat on Officer [REDACTED].							
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): On Wednesday June 7, 2023 at approximately 08:18hrs I, Officer [REDACTED] assigned to the Beacon Center on the 0700X1531 tour was walking towards Messhall control when Officer [REDACTED] called for a Level B in the Barbershop. This writer entered the Barbershop and observed inmate [REDACTED] being irate threatening to assault Officer [REDACTED]. This writer [REDACTED] out of the area for her safety and ESH Officers removed inmate [REDACTED] out of the area without incident. Upon awaiting for Officer [REDACTED] to return to the Barbershop Officer [REDACTED] began to pedigree the remaining individuals so they can properly be escorted out of the Barbershop while this writer remained closed to inmate [REDACTED] (barbershop's worker) who was not secured. Inmate [REDACTED] who was in the barber's chair at the time gave a false name. Officer [REDACTED] proceeded to ask who is inmate [REDACTED] the inmate then shouted I am [REDACTED] now what he then aggressively stood up from the chair and said "Whats up". Officer [REDACTED] then informed him that falsifying his identity could prevent him from future barbershop service. Inmate [REDACTED] stated "I already got a cut I dont give a fuck about nothing" "So what we doing? I spank Officers (jail terminology for assault on staff refer to Use of Force 2842/23 on 6/4/2023)". At this time I heard inmate [REDACTED] said I will spit in your face and Officer [REDACTED] said "Don't do that".							

Continued on Reverse Side

6 (Continued)

This writer then turned around and observed said inmate spit in Officer [REDACTED] striking him in the facial area. Officer [REDACTED] immediately advanced towards inmate [REDACTED] with his right arm raised in striking gesture towards inmate [REDACTED]. This writer did not have a clear view due to standing directly behind of Officer [REDACTED] therefore, I am not aware if the inmate was struck. Immediately this writer escorted Officer [REDACTED] away from inmate to de-escalate incident and Officer [REDACTED], Officer [REDACTED] and Officer [REDACTED] secured inmate [REDACTED] to the ground. Inmate [REDACTED] continue to spit and Officers and making threats. Officer [REDACTED] entered the area and applied a spit mask on the inmate while attempting to head butt and acting irate and threatening to assault staff. I am writing this report based upon my immediate recollection of the incident at this point. I hereby reserve the right to amend this report, pursuant to my further clarity of the incident and possible review of the video evidence.



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident.

N/A

8 Identify the part(s) of the inmate's body/bodyies to which force was applied and a description of any visible or apparent injuries sustained by the inmate.

Upper Body

9 Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signature

CITY OF NEW YORK - CORRECTION DEPARTMENT				FORM #5006-A	REV.: 9/27/2017
USE OF FORCE REPORT					
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.			PART A DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If WITNESS or only PRESENT, then complete PART A-1, NOT this report.		
Facility: <u>CRUC</u>	Report Date: <u>6/7/23</u>	Incident Date: <u>6/7/23</u>	Incident Time: _____	Facility Incident #: _____	COD Use of Force #: _____
Location Where Incident Occurred: <u>Barber shop</u>			Post Assigned at Time of Incident: <u>ES4 intake</u>		Tour: <u>0500 X 1300</u>
1. Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #:					
2. Which Supervisor was notified: _____					
3. State name(s) of inmate(s) age _____					Time Notified: _____
Last Name		First Name		BSC or Sent. Number	Infraction Written?
1. _____		_____		_____	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
2. _____		_____		_____	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
4. Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):					
<p>On June 7 2023 at approximately 0825 I CO _____ assigned to CRUC ES4 intake post on the 0500 X 1331 hrs tour was instructed by Captain _____ to respond to a Level 3 in the Barber Shop. Upon arrival to the Barber shop this writer witnessed inmate _____ being extremely aggressive while being escorted by DOC staff.</p>					
5. Were alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: _____					
6. Describe the incident and the specific force used:					
<p>On June 7, 2023 at approximately 0825 I CO _____ assigned to CRUC ES4 intake post on the 0500 X 1331 hrs tour was instructed by Captain _____ to respond to a Level 3 in the Barber Shop. Upon arrival to the Barber shop this writer witnessed inmate _____ being extremely aggressive while being escorted by DOC staff. This writer was instructed by _____ to take over escort hold of inmate _____ to _____ with _____ While escorting said inmate immediately continued to be aggressive; this writer along with CO _____ quickly secured said inmate against the wall. Moments later this writer along with other DOC staff escorted said inmate to the min. Clinic and escorted him.</p>					

6 (Continued)

to his housing area thus terminating the incident

7 Explain in detail why force was necessary to control the situation:
 Force was necessary to enforce Doc rules and regulations

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
 Upper body area

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
 Captain [REDACTED]

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☒ YES ☐ NO
 If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	

1

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	

2

Name	Rank/Title	Shield/ID Number	Account of Actions

3

11 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, specify:

Last Name	First Name	Book and Case or Sentence Number

12 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

13 Did you claim any injuries as a result of the incident? ☐ YES ☒ NO If YES, describe your injuries and how each was sustained:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #) [REDACTED] Signature [REDACTED]

CITY OF NEW YORK - CORRECTION DEPARTMENT				FORM #5006-A	Eff. : 9/27/2017
USE OF FORCE REPORT					
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.			DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE <small>If WITNESS or only PRESENT, then complete PART A-1, NOT this report.</small>		
Facility: GRVC	Report Date: 6/7/23	Incident Date: 6/7/23	Incident Time: 0825hrs	Facility Incident #:	COD Use of Force #:
Location Where Incident Occurred: Barbershop		Post Assigned at Time of Incident: Beacon Center		Tour: 7x3	
1 Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #:					
2 Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #: Captain [redacted] Time Notified: 0930hrs					
3 State name(s) of inmate(s) against whom force was used:					
Last Name		First Name		B&C or Sent. Number	Infraction Written?
1. [redacted]		[redacted]		[redacted]	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
2. [redacted]		[redacted]		[redacted]	<input type="checkbox"/> YES <input type="checkbox"/> NO
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): This writer was not present before incident began.					
5 Were alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: n/a					
6 Describe the incident and the specific force used: On Wednesday June 7, 2023 at approximately 0825hrs I, Officer [redacted] assigned to the Beacon Center on the 0700X1531 tour was near the Barbershop area when Officer [redacted] (Beacon Center staff) called a Level B in the barbershop. This writer entered the barbershop to assist when I observed Officer [redacted] on the ground attempting to secure inmate [redacted]. This writer assisted said officers in bringing inmate [redacted] to his feet. Inmate was very aggressive attempting to spit at officers in which at this time Officer [redacted] handed this writer a spit mask and I used upper body control to secure inmate [redacted] to the wall and placed spit masked over his head. At this time ESH officers entered the area and took possession of inmate [redacted]. I hereby reserve the right to amend this report, pursuant to my further clarity of the incident and possible review of the video evidence.					

Continued on Reverse Side

6	(Continued)	n/a		
7	Explain in detail why force was necessary to control the situation: Force was necessary to gain compliance			
8	Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate: Upper Body			
9	To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident: N/A			
10	Were any other uniform or non-uniform staff involved in or present at the time of the incident? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:			
	Name	Rank/Title	Shield/ID Number	Account of Actions
1	[REDACTED]	CO	[REDACTED]	Used Force
2	[REDACTED]	CO	[REDACTED]	Used Force
3	[REDACTED]	CO	[REDACTED]	Used Force
11	Did any other inmates witness the incident? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, specify:			
	Last Name	First Name	Book and Case or Sentence Number	
	[REDACTED]	[REDACTED]	[REDACTED]	
12	Were you responsible for escorting the inmate(s) to the clinic? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:			
13	Did you claim any injuries as a result of the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe your injuries and how each was sustained:			
Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #) [REDACTED] Signature: [REDACTED]				

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #3006-A	Eff.: 9/27/2017
USE OF FORCE REPORT			
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member involved in a use of force incident. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		PART A DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input checked="" type="checkbox"/> USED FORCE <input type="checkbox"/> WITNESS/PRESENT AT THE SCENE If WITNESS or only PRESENT, then complete PART A-1, NOT this report.	
Facility: GRVC	Report Date: 6/7/23	Incident Date: 6/7/23	Incident Time: 0825hrs
Location Where Incident Occurred: Barbershop		Post Assigned at Time of Incident: Beacon Center	Tour: 7x3
1 Was Supervisor notified before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, write in full NAME, RANK and SHIELD #:			
2 Which Supervisor was notified after the incident? Write in full NAME, RANK and SHIELD #: Captain [REDACTED] Time Notified: 0930hrs			
3 State name(s) of inmate(s) against whom force was used:			
Last Name		First Name	BAC or Sent. Number
1 [REDACTED]		[REDACTED]	[REDACTED]
2 [REDACTED]		[REDACTED]	[REDACTED]
4 Explain in detail the sequence of events leading up to the incident based on your own observations, including whether the force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): This writer responded to the Barbershop for a Level B with inmate [REDACTED] at approximately 0816hrs.			
5 Were alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: Officer [REDACTED] instructed inmate [REDACTED] that failure to identify himself can result to not being afforded barbershop. Inmate threaten to spit and he was instructed not to do that.			
6 Describe the incident and the specific force used: [REDACTED] assigned to the Beacon Center on the 0700X1531 tour responded to a level B in the Barbershop at approximately 0816hrs. Upon entering the Barbershop this writer observed Seg Intake. Officer [REDACTED] from the area. This writer remained in the area while barbershop. Officer returned to the area. Officer [REDACTED] began to pedigree the remaining inmates when [REDACTED] gave a false name. Officer [REDACTED] informed said inmate that failure to properly identify himself can result in him not getting future barbershop service. Inmate gets up from the chair and shouts "Im [REDACTED] I dont give a fuck about no hair cut, I already got one". Officer [REDACTED] informed okay well this might be your last haircut Inmate stated "I will spit in your face". Officer [REDACTED] told inmate [REDACTED] dont do that please inmate [REDACTED] then spat on the floor and stated "I spank officers I spanked one the other day" at this time he spat on Officer [REDACTED] striking him in the face immediately officer [REDACTED] lunged right hand towards inmate [REDACTED] but inmate slid back landing on the chair causing . This writer along with Officer [REDACTED] and [REDACTED] secured inmate to the ground where he continue to make threats and be aggressive. Officer [REDACTED] then entered the area and immediately assisted with bringing inmate [REDACTED] to his feet. Once on his feet he was swinging his head back and forth in aggressive manner where we secured him to the wall and Officer [REDACTED] placed spit mask over his head. ESH Security staff then entered the area and took possession over inmate [REDACTED]			

(Continued on Reverse Side)

8 (Continued)

I hereby reserve the right to amend this report, pursuant to my further clarity of the incident and possible review of the video evidence.

7 Explain in detail why force was necessary to control the situation:
Force was necessary to gain compliance and seize the threat

8 Identify the part(s) of the inmate's body(ies) to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
Upper Body

9 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
N/A

10 Were any other uniform or non-uniform staff involved in or present at the time of the incident? ☒ YES ☐ NO.
If YES, complete the identification information and give an account of each person's actions immediately before and during the incident:

Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	Used Force
1			
Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	Used Force
2			
Name	Rank/Title	Shield/ID Number	Account of Actions
[REDACTED]	CO	[REDACTED]	Used Force
3			

11 Did any other inmates witness the incident? ☒ YES ☐ NO. If YES, specify:

Last Name	First Name	Book and Case or Sentence Number
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

12 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO. If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

13 Did you claim any injuries as a result of the incident? ☐ YES ☒ NO. If YES, describe your injuries and how each was sustained:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #):
[REDACTED]

23 JUN 7 13:12

CITY OF NEW YORK - CORRECTION DEPARTMENT

USE OF FORCE WITNESS REPORT

FORM #5006-A-1 Eff: 9/27/2017

PART A-1

INSTRUCTIONS: PRINT ALL INFORMATION
To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.

DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?
☐ USED FORCE ☒ WITNESS/PRESENT AT THE SCENE
 If you used force, complete PART A, NOT this report.

Facility: GRVC Report Date: 6/14/23 Incident Date: 6/14/23 Incident Time: 0825 Facility Incident #: _____ COD Use of Force #: _____ COD Unusual # if any: _____

Location Where Incident Occurred: Barber Shop Post Assigned at Time of Incident: East Security Tour: 0500X 1331

1 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, list #:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

2 Did you see force used against an inmate(s)? ☒ YES ☐ NO If YES, state name(s) of inmate(s) against whom force was used:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:

	Last Name	First Name	Rank/Title	Shield Number
1			C.O.	
2			P.O.	
3			Captain	

4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):
This writer was not present for the events leading up to the incident.

5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? ☐ YES ☒ NO If YES, describe:
This writer was not present for the events leading up to the incident so I was unable to hear any verbal commands.

6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself):
On Wednesday June 14th 2023 I C.O. [redacted] assigned to East security on the 0500X 1331, responded to a level "B" activation in the barber shop. Upon arriving to the area I C.O. [redacted] observed inmate [redacted] in restraints and actively resisting GRVC staff. [redacted] then attempted to take over escorting duties from GRVC staff. Inmate [redacted] then attempted to pull away from C.O. [redacted] at this point, [redacted] then utilized upper body control hold to secure said inmate to the wall. Once secured to the wall I C.O. [redacted] then took over escorting duties without any resistance from inmate [redacted] and escorted him to the mini clinic to be seen. Once seen said inmate was secured in his cell terminating the incident.

Continued on Reverse Side

6 (Continued)

7 To the extent applicable, identify the member who authorized and/or supervised the incident:
Captain [Redacted]

8 Identify the part(s) of the inmate's body/bodyies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
Inmates upper torso no apparent injuries sustained

9 Were you responsible for escorting the inmate(s) to the clinic? ☒ YES ☐ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:
time unknown

Submit [Redacted]

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff: 9/27/2017
USE OF FORCE WITNESS REPORT			
PART A-1			
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.	
Facility: <u>ERIC</u>	Report Date: <u>6/7/23</u>	Incident Date: <u>6/6/23</u>	Incident Time: <u>08:20 AM</u>
Location Where Incident Occurred: <u>Port of the Bathhouse</u>		Post Assigned at Time of Incident: <u>8 Building Escort</u>	Tour: <u>SX1 Unit</u>
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:		COD Use of Force #: _____ COD Unusual #: if any: _____	
2 Did you see force used against an inmate(s)? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:			
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:			
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):			
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe:			
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself):			

Handwritten Notes:

On Wednesday June 7th 2023 at approximately 0824 hrs I.C.O. [redacted] assigned to 8 Building Escort at the 1500x1331 had tour was standing in front of the school area when an ongoing commotion erupted in the bathhouse area.

This writer wasn't present

This writer was inquiring about C.O. [redacted] who allegedly got into a use of force in the bathhouse if he was okay & if he needed assistance. Suddenly the bathhouse door open, ESN security sealed inmate [redacted] to the wall. I.C.O. [redacted] walk towards the Capt control along with C.O. [redacted] at [redacted] away from the ongoing use of force.

6 (Continued)



7. To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident.
Unknown

8. Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate.
Unknown

9. Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and EMPLOYER)

Signature

		CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1		Eff.: 9/27/2017	
USE OF FORCE WITNESS REPORT							
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.				DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE <small>If you used force, complete PART A, NOT this report.</small>			
Facility: <u>G12vc</u>		Report Date: <u>6/7/23</u>		Incident Date: <u>6/7/23</u>		Incident Time: <u>0945</u>	
Location Where Incident Occurred: <u>Barber Shop</u>		Post Assigned at Time of Incident: <u>Beacon Center</u>		COD Use of Force #:		COD Unusual # if any:	
Tour: <u>0700 x 1531</u>							
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:							
Last Name		First Name		Book and Case or Sentence Number			
1							
2							
3							
2 Did you see force used against an inmate(s)? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:							
Last Name		First Name		Book and Case or Sentence Number			
1							
2							
3							
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:							
Last Name		First Name		Rank/Title		Shield ID Number	
1							
2							
3							
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): <u>This writer was not present</u>							
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe: <u>Individual was told to stop resisting when being escorted out in cuffs</u>							
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): <u>ON Wednesday June 7th, 2023 I, C.O. [redacted] was assigned to the Beacon Center on the 0700x1531 tour. At approximately 0945 hours this writer was standing outside of the barber shop when Individual [redacted] when taken out of the barber shop in cuffs and secured to the wall. Individual was then escorted out of the area. This writer did not see anymore incidents.</u>							

6

(Continued)

[This section contains a large diagonal line drawn across the page, indicating it is unused or crossed out.]

7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

upper body this writer did not see any injuries

9 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signature:

[Redacted signature area]

[Redacted signature area]

		CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff.: 9/27/2017.
USE OF FORCE WITNESS REPORT					
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and information Section # on each attached page.			DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.		
Facility: <u>CPUC</u>	Report Date: <u>6/13/23</u>	Incident Date: <u>6/7/23</u>	Incident Time: <u>After</u>	Facility Incident #:	COD Use of Force #:
Location Where Incident Occurred: <u>Barber Shop</u>			Post Assigned at Time of Incident: <u>Barber Shop Escort</u>		Tour: <u>5 & 1</u>
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:					
Last Name		First Name		Book and Case or Sentence Number	
1					
2					
3					
2 Did you see force used against an inmate(s)? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:					
Last Name		First Name		Book and Case or Sentence Number	
1					
2					
3					
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:					
Last Name		First Name		Rank/Title	Shield/ID Number
1				<u>CO</u>	
2					
3					
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):					
<u>I CO [redacted] assign to barber shop</u> <u>escort did not witness nor use force on inmate</u> <u>[redacted]</u>					
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe:					
<u>This writer was not present.</u>					
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself):					
<u>This writer was not present, did</u> <u>not use force nor witness any force</u> <u>being used on inmate [redacted]</u>					

6 (Continued)



7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
N/A

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
N/A

9 Were you responsible for escorting the inmate(s) to the clinic? ☐ YES ☒ NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SUFFIX)

Signature

Confiden


		CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1		Eff. : 9/27/2017	
USE OF FORCE WITNESS REPORT							
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.				DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.			
Facility: GRVC		Report Date: 6/7/2023	Incident Date: 6/7/2023	Incident Time: 0824	Facility Incident #:	COD Use of Force #:	COD Unusual # If any:
Location Where Incident Occurred: BARBERSHOP				Post Assigned at Time of Incident: ESH TRACKING		Tour: 0500X1331	
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:							
		Last Name		First Name		Book and Case or Sentence Number	
1							
2							
3							
2 Did you see force used against an inmate(s)? <input type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:							
		Last Name		First Name		Book and Case or Sentence Number	
1							
2							
3							
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:							
		Last Name		First Name		Rank/Title	
1						CO	
2						CO	
3							
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): ON JUNE 7, 2023, AT APPROXIMATELY 0824 HOURS, THIS WRITER ASSIGNED TO ESH TRACKING ON THE 0500X1331, WAS IN THE CORRIDOR WHEN A LEVEL B WAS ACTIVATED IN THE BARBERSHOP. THIS WRITER SWIFTLY WALKED TO THE AREA TO RENDER ASSISTANCE.							
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: THIS WRITER WAS NOT PRESENT BEFORE THE USE OF FORCE OCCURRED TO HEAR OR SEE ANY ALTERNATIVES SUCH AS VERBAL COMMANDS.							
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): UPON ENTERING THE AREA, INDIVIDUAL [REDACTED] WAS ALREADY SECURED TO THE GROUND. DOC STAFF REQUESTED A SPIT MASK VIA RADIO TRANSMISSION. ASSISTANT DEPUTY WARDEN [REDACTED] INSTRUCTED THIS WRITER TO EXIT THE AREA AND RETRIEVE A SPIT MASK. UPON RETURNING TO THE AREA, THE INDIVIDUAL WAS ESCORTED TO SEG INTAKE, TERMINATING THE INCIDENT.							

Continued on Reverse Side

Confiden

6	(Continued)	
N/A		
7	To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:	
UNKNOWN		
8	Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:	
UNKNOWN		
9	Were you responsible for escorting the inmate(s) to the clinic? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If YES, identify the approximate time the Inmate was transported to receive medical care and the name of the medical provider, if known to you:
Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)		Signature

Confiden

	CITY OF NEW YORK - CORRECTION DEPARTMENT	FORM #5006-A-1	Eff. : 9/27/2017
	USE OF FORCE WITNESS REPORT		PART A-1

INSTRUCTIONS: PRINT ALL INFORMATION
 To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.

DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE?
☐ USED FORCE ☒ WITNESS/PRESENT AT THE SCENE
 If you used force, complete PART A, NOT this report.

Facility: <i>GRVC</i>	Report Date: <i>6/7/23</i>	Incident Date: <i>6/7/23</i>	Incident Time: <i>0824</i>	Facility Incident #:	COD Use of Force #:	COD Unusual # if any:
Location Where Incident Occurred: <i>Barbershop</i>			Post Assigned at Time of Incident: <i>13A</i>		Tour: <i>0500 x 1331</i>	

1 Did any other inmates witness the incident? ☐ YES ☒ NO If YES, list #:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

2 Did you see force used against an inmate(s)? ☐ YES ☒ NO If YES, state name(s) of inmate(s) against whom force was used:

	Last Name	First Name	Book and Case or Sentence Number
1			
2			
3			

3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:

	Last Name	First Name	Rank/Title	Shield/ID Number
1			<i>Capt</i>	
2			<i>C.O.</i>	
3				

☒ Was a Witness / Present

4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force):

I was not present prior to the incident occurring.

5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? ☐ YES ☒ NO If YES, describe:

I did not see or hear any verbal commands being used.

6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself):

On June 7, 2023 at approximately this worder heard a level 3 balled over the radio for the barbershop. When I arrived to the area I witnessed inmate [redacted] who was already cuffed being escorted out the barbershop with a Sgt. [redacted] was the escorted to his respective housing area by Captain [redacted] and Security Staff without further incident. This worder returned back to my post 13A.

Continued on Reverse **Confiden**

6

(Continued)

7 To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:

This use of force was an unprovoked act therefore no staff was able to authorize force be used

8 Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

force and upper body control holds were used on inmate

9 Were you responsible for escorting the inmate(s) to the clinic?

☐ YES ☒ NO

If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signature:

Confiden

404 #2893/23

CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1	Eff. : 9/27/2017																								
USE OF FORCE WITNESS REPORT			PART A-1																								
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.		DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE If you used force, complete PART A, NOT this report.																									
Facility: GRVC	Report Date: 06/07/23	Incident Date: 06/07/23	Incident Time: 0810																								
Location Where Incident Occurred: barbershop		Post Assigned at Time of Incident: ESH 7(REC)	Tour: 0500X1331																								
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:																											
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>Last Name</th> <th>First Name</th> <th>Book and Case or Sentence Number</th> </tr> </thead> <tbody> <tr><td>1</td><td></td><td></td><td></td></tr> <tr><td>2</td><td></td><td></td><td></td></tr> <tr><td>3</td><td></td><td></td><td></td></tr> </tbody> </table>					Last Name	First Name	Book and Case or Sentence Number	1				2				3											
	Last Name	First Name	Book and Case or Sentence Number																								
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2																											
3																											
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	Last Name	First Name	Book and Case or Sentence Number																								
1																											
2																											
3																											
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:																											
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>Last Name</th> <th>First Name</th> <th>Rank/Title</th> <th>Shield/ID Number</th> <th><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</th> </tr> </thead> <tbody> <tr><td>1</td><td></td><td></td><td>C.O</td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> <tr><td>2</td><td></td><td></td><td>C.O</td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> <tr><td>3</td><td></td><td></td><td>C.O</td><td></td><td><input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present</td></tr> </tbody> </table>					Last Name	First Name	Rank/Title	Shield/ID Number	<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	1			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	2			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present	3			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present
	Last Name	First Name	Rank/Title	Shield/ID Number	<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present																						
1			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present																						
2			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present																						
3			C.O		<input type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present																						
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): On Wednesday June 8, 2023, I Captain [REDACTED] assigned to E.S.H 7 which is recreation on the 0500 x1331 tour, walking pass the barbershop when this writer heard via portable radio [REDACTED] that a level b was called in that area.																											
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, describe: This writer wasn't present for the use of force.																											
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): As this writer was entering into the barbershop, this writer witness officer [REDACTED] exiting. Once inside the barbershop this writer witness inmate [REDACTED] was being secured on the floor by officers [REDACTED] and [REDACTED]. This writer instructed officer [REDACTED] to place the spit mask on said P.I.C. Once that was completed. This writer instructed officer [REDACTED] to help said P.I.C to his feet/ Once on his feet said P.I.C attempted to take the spit mask off of his face. At which time officer [REDACTED] guided said inmate to the cabinet that was by said in P.I.C, and give him a direct order to stop trying to take the mask off. This writer also gave said P.I.C a direct order to stop. At which time Captain [REDACTED] and the ESH security team came and took over the escort.																											

Continued on Reverse Side

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6	(Continued)
7	To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident:
Captain [REDACTED]	
8	Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:
unknown due to this writer	
9	Were you responsible for escorting the inmate(s) to the clinic? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:
Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)	
[REDACTED]	Signature: [REDACTED]

Confiden

		CITY OF NEW YORK - CORRECTION DEPARTMENT		FORM #5006-A-1 Eff. : 9/27/2017	
USE OF FORCE WITNESS REPORT					
INSTRUCTIONS: PRINT ALL INFORMATION To be completed by any member witnessing a use of force incident or present at the scene of a use of force. Use attachments if additional space is needed and indicate Part and Information Section # on each attached page.			DID YOU USE FORCE AGAINST AN INMATE OR WERE YOU A WITNESS/PRESENT AT THE SCENE? <input type="checkbox"/> USED FORCE <input checked="" type="checkbox"/> WITNESS/PRESENT AT THE SCENE <small>If you used force, complete PART A, NOT this report.</small>		
Facility:	Report Date:	Incident Date:	Incident Time:	Facility Incident #:	COD Use of Force #:
GRVC	06/07/23	06/07/23	0800		
Location Where Incident Occurred:			Post Assigned at Time of Incident:		Tour:
Barbershop			CPSU intake supervisor		0500 X 1331
1 Did any other inmates witness the incident? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, list #:					
		Last Name	First Name	Book and Case or Sentence Number	
1					
2					
3					
2 Did you see force used against an inmate(s)? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, state name(s) of inmate(s) against whom force was used:					
		Last Name	First Name	Book and Case or Sentence Number	
1					
2					
3					
3 State the name(s) of any other uniform or non-uniform staff involved in or present at the time of the incident:					
		Last Name	First Name	Rank/Title	Shield/ID Number
1				CO	
2				CO	
3				CO	
<input checked="" type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present <input checked="" type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present <input checked="" type="checkbox"/> Used Force <input type="checkbox"/> Was a Witness / Present					
4 If you were present before the incident began, explain in detail the sequence of events leading up to the incident, including whether the use of force was anticipated (i.e., it was apparent that Staff would likely need to use force to address the situation and there was time to prepare a plan of action prior to using force): On Wednesday June 7th 2023 I Captain [REDACTED] assigned to the ESH intake on the 0500 X 1331 hour tour was notified of a level A incident where a PIC was involved in a use of force with DOC staff in the Barbershop and was instructed to order to the area with two officers.					
5 Did you hear or see alternatives, such as verbal commands, attempted before force was used? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If YES, describe: This writer was not in the area when the use of force happened.					
6 Describe the incident and the specific force used (including the actions of any staff involved in or present during the incident, including yourself): On Wednesday June 7th 2023 at approximately 0800 hours I Captain [REDACTED] along with two [REDACTED] assigned to the ESH intake arrived in the area and observed a PIC later identified as [REDACTED] been secured by two DOC staff. This writer then instructed my officers to take custody and they pulled his arm and secured him outside the barbershop to the wall. Officer [REDACTED] initially took custody but then Officer [REDACTED] then escorted PIC [REDACTED] away from the area to the building 11 mini clinic. Upon completion of medical attention PIC was then escorted back to his housing area.					

6

(Continued)

7

To the extent applicable, identify the name(s) of any Staff Member who authorized and/or supervised the incident.:

N/A

8

Identify the part(s) of the inmate's body/bodies to which force was applied and a description of any visible or apparent injuries sustained by the inmate:

upper body and arms torso

9

Were you responsible for escorting the inmate(s) to the clinic?



YES



NO



If YES, identify the approximate time the inmate was transported to receive medical care and the name of the medical provider, if known to you:

Approx. 0820 hours



Submitted by: (Print LAST NAME, FIRST NAME, RANK and SHIELD #)

Signature



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	CORRECTION DEPARTMENT CITY OF NEW YORK	FORM NO 7504R REV 12/01/11 REF. DIR. 7504R-A	
NOTICE OF SUMMARY SUSPENSION FROM DUTY			
SECTION "A" – EMPLOYEE INFORMATION			
Last Name: [REDACTED]	First Name: [REDACTED]	Rank: Correction Officer	
Shield #: [REDACTED]	Social Security #: [REDACTED]	Command: George R. Verno Center	
SECTION "B" – REASON FOR SUSPENSION			
Date of Alleged Violation(s): Wednesday, June 7, 2023			
<p>On Wednesday, June 7, 2023, at approximately 0825hrs, Officer [REDACTED] was involved in a UOF in the Barber Shop with ESH inmate [REDACTED] of housing area 15A. During the preliminary investigation, Officer [REDACTED] is observed engaged in a verbal conversation with said PIC who without warning spits onto said MOS's upper torso. Officer [REDACTED] is then observed lunging towards said PIC, who was secured by an escort in mechanical restraints, and making physical contact with his upper torso area. (Refer to UOF #2893/23-[REDACTED])</p>			
<p>In accordance with directive 5006R-D, this UOF is deemed avoidable as Officer [REDACTED] had a means of egress after the assault. As a result, Officer [REDACTED] will be made the subject of a ten (10) day suspension without pay.</p>			
SECTION "C" – AUTHORIZATION			
Suspension Requested By: [REDACTED] Assistant Commissioner [REDACTED]		Suspension Authorized By: [REDACTED] Commissioner [REDACTED]	
SECTION "D" – PERIOD OF SUSPENSION			
Date Suspension Effective: Wednesday, June 7, 2023		Time Suspension Effective: Hours 1414	
Date Suspension Completed: Saturday, June 17, 2023		Time Suspension Completed: 0001 Hours	
SECTION "E" – SERVICE OF NOTICE			
		Date: June 7, 2023	Time: 1414 Hours
SECTION "F" – RECEIPT / NOTICE OF APPEAL			
<p>This suspension will be automatically reviewed by the Summary Suspension Review Committee. You may submit a written appeal to the committee at any time during the suspension period, by writing to the Summary Suspension Review Committee, C/O Assistant Commissioner, E.E.O., at 75-20 Astoria Blvd, Suite 390, East Elmhurst, N.Y. 11370. See Directive 7504R. Any changes or modifications of this suspension will be transmitted to you by your Commanding Officer.</p>			
<p>THIS IS TO VERIFY THAT I HAVE BEEN SERVED WITH THIS NOTICE OF SUMMARY SUSPENSION FROM DUTY <input type="checkbox"/> WITH PAY <input checked="" type="checkbox"/> WITHOUT PAY.</p>			
Employee's Sign: [REDACTED]		Date: 6/7/2023	


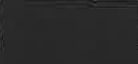

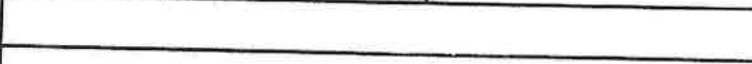


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	NEW YORK CITY DEPARTMENT OF CORRECTION PERSONNEL DIVISION			
	DEPARTMENTAL PROPERTY RECEIPT FORM			
	FORM # 887	REV. 12/87	REFERENCE: GEN. ORDER # 008/87	

SECTION # 1 - TO BE COMPLETED BY MEMBER'S COMMAND

RECEIVED FROM (EMPLOYEE'S NAME)			
RANK/TITLE	CORRECTION OFFICER	COMMAND	G.R.V.C.
REASON (CHECK ONE)	<input type="checkbox"/> RETIREMENT <input type="checkbox"/> TERMINATION	<input type="checkbox"/> RESIGNATION <input type="checkbox"/> OTHER (Military)	<input checked="" type="checkbox"/> SUSPENSION <input type="checkbox"/> FIREARM
FIREARMS INFORMATION <input type="checkbox"/> CHECK IF APPLICABLE	SERIAL NUMBER MAKE MODEL NUMBER	PISTOL PERMIT (CHECK ONE) <input type="checkbox"/> YES <input type="checkbox"/> NO	
RECEIVED BY (PRINT NAME)			
SIGNATURE		DATE 6/7/23	

SECTION # 2 - TO BE COMPLETED BY THE APPLICANT INVESTIGATION UNIT

ITEMS (CHECK)	<input checked="" type="checkbox"/> SHIELD <input type="checkbox"/> HAT PIECE <input type="checkbox"/> RULES & REGULATIONS <input checked="" type="checkbox"/> IDENTIFICATION CARD <input checked="" type="checkbox"/> PARKING PASS <input type="checkbox"/> STAB / SLASH VEST <input type="checkbox"/> BALLISTIC INSERT	SHIELD #  HAT PIECE # RULES & REGULATIONS # CONTROL #  PARKING PASS #  STAB / SLASH VEST # BALLISTIC INSERT #	
PROPERTY IN	PRINT NAME		
SECTION # 2	SIGNATURE		
RECEIVED BY	RANK / TITLE	DATE	DATE
IDENTIFICATION CARD RETURNED TO MEMBER (CHECK ONE)		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
SIGNATURE OF MEMBER CONCERNED			

SECTION # 3 - DISTRIBUTION

ORIGINAL TO BE FILED AT MEMBER'S COMMAND	COPY TO PERSONNEL DIVISION
COPY TO APPLICANT INVESTIGATION UNIT (A.I.U.)	COPY TO MEMBER

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NYC
HEALTH+
HOSPITALS

CORRECTIONAL
HEALTH

PATIENT HEALTH INFORMATION SUMMARY

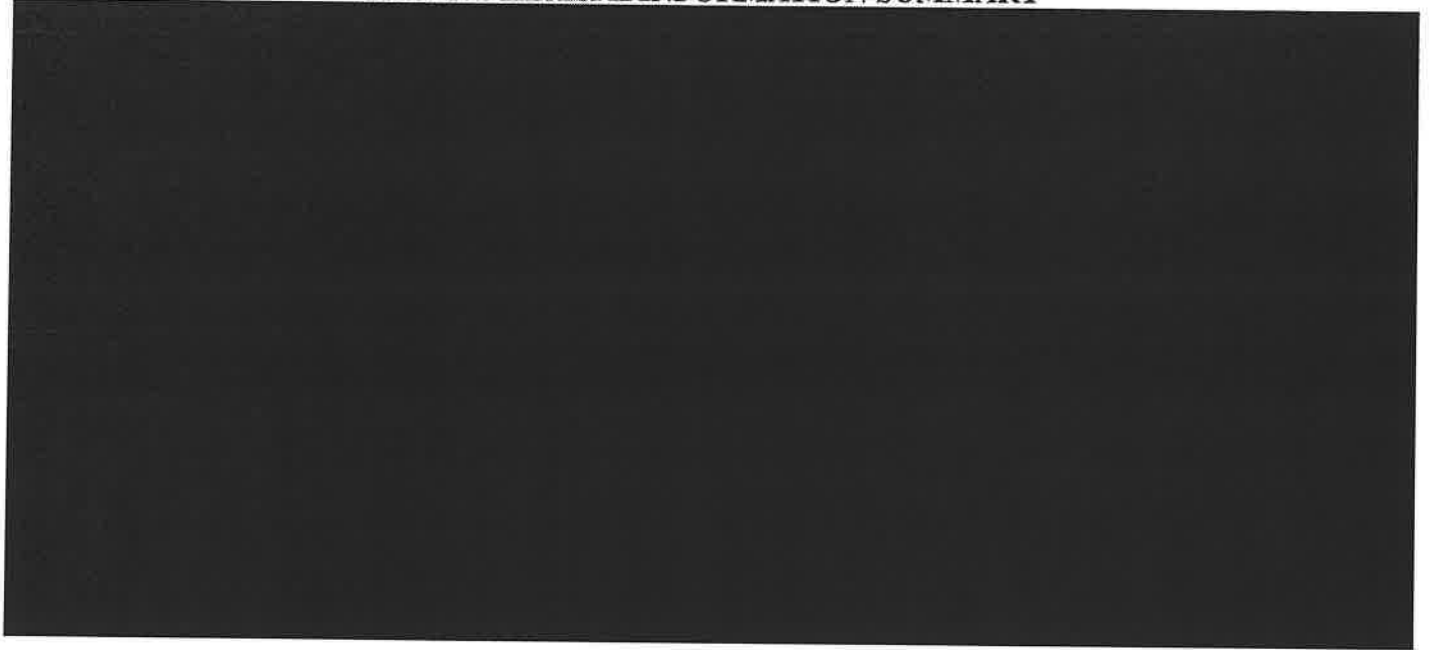


6/9/23, 8:57 AM

NYC
HEALTH+
HOSPITALS

CORRECTIONAL
HEALTH

PATIENT HEALTH INFORMATION SUMMARY





Manuel J. Hernandez, Deputy Commissioner

Investigation Division

75-20 Astoria Boulevard – Suite 350

East Elmhurst, NY 11370

Tel 718 • 546 • 0305

Fax 718 • 278 • 6541

Date: June 21, 2023

To: [REDACTED], Assistant Commissioner, George R. Vierno Center (GRVC)

From: [REDACTED] Deputy Director, Investigation Division

SUBJECT: FACILITY REFERRAL: UOF # U2893/23 Barbershop

On June 7, 2023, at approximately 0825 hours, in GRVC barbershop, a Use of Force occurred involving PIC [REDACTED]. The facility took staff incident photos of Officer [REDACTED], Officer [REDACTED] and Officer [REDACTED], but failed to upload the proper medical documentation for their injuries.

<input type="checkbox"/>	Directive 5006R-D.VI & 4516R-D; Delayed medical: Injury to Inmate Report #
<input type="checkbox"/>	Directive 5006R-D.VI; Missing Staff Report(s): ADW/Captain/Officer:
<input type="checkbox"/>	Directive 5006R-D.VI; Staff report failed to provide detailed description of force:
<input type="checkbox"/>	Teletype Order # HQ-01378-0; Generalized terms utilized in staff reports:
<input type="checkbox"/>	Directive 5006R-D.VI & Operation Order 1/22; Body worn camera/Handheld video.
<input checked="" type="checkbox"/>	Directive 5006R-D.VI; Documents pertinent, were not readily available with 24 hrs.
<input type="checkbox"/>	Rules and Regulations 3.20.010; Profanity/Use of inappropriate language:
<input type="checkbox"/>	Operation Order 1/22; Body worn camera/Handheld video.:

The investigative captain duty during this incident was identified as [REDACTED]

☐ A corrective interview ☒ Documented Counseling is recommended for the following:

Based on Officer [REDACTED], Officer [REDACTED] and Officer [REDACTED] submitted Use of Force Reports they sustained injuries. Both Officers received medical attention at the Facility. As per Use of Force Directive 5006R-D; After a Use of Force incident or an allegation of a Use of Force, a Captain assigned by the Tour Commander shall ensure that at least four (4) color digital photographs shall be taken of each staff member who sustained injuries during a Use of Force incident.

Within thirty (30) business days of receipt of this memorandum, please report the actions taken to address the issue raised. If you have any questions or concerns, please do not hesitate to contact me at [REDACTED]

Received: _____

Action Taken: _____

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NYC DEPARTMENT OF CORRECTION

Retraining Request Form

Request Date	Requestor Name
06/26/2023	Deputy Director [REDACTED]

Requestor Division	
<input checked="" type="checkbox"/> Investigation Division	<input type="checkbox"/> Facility:
<input type="checkbox"/> EISS	<input type="checkbox"/> Other:

Staff Member Information				
Rank	First Name	Last Name	Shield	Command
Officer	[REDACTED]	[REDACTED]	[REDACTED]	GRVC

Incident Information		
Incident Date	Incident Number (COD # or UOF#)	Facility
June 7, 2023	U2893/23	GRVC

Incident Description (including specific details and issues identified requiring retraining)
<p>On June 7, 2023, at approximately 0823 hours in GRVC Barbershop PIC [REDACTED] was sitting in the barber chair getting a haircut from a PIC barber [REDACTED]. Officer [REDACTED] went to the left side of PIC [REDACTED] and Officer [REDACTED] went to the right side. PIC [REDACTED] was assisted to his feet with Officers [REDACTED] and [REDACTED] standing on both sides of him. PIC [REDACTED] spat on the floor as Officer [REDACTED] continued to speak. when Officer [REDACTED] lunged and struck PIC [REDACTED] in the facial area causing the PIC to fall in the chair where Officer [REDACTED] employed multiple strikes to the PICs body area. [REDACTED] was observed wearing a body worn camera and failed to activate it when the interaction between PIC [REDACTED] and Officer [REDACTED] escalated.</p> <p>According to the Body Worn Camera Operation Order staff shall activate their camera to record all interactions with individuals in custody. Specifically, the camera shall be activated to record incidents including <u>any interaction with an incarcerated individual, regardless of context, that escalates and becomes adversarial.</u></p>

Genetec Surveillance Footage, Handheld Camera, and Body Camera Footage Information (Including specific date and time, camera angles and/or video file name)
[REDACTED]

Recommended Retraining Course (please only select one)			
Use of Force Directive 5006R-D	<input type="checkbox"/>	Handheld Camera	<input type="checkbox"/>
UOF Report Writing	<input type="checkbox"/>	Body Worn Camera (BWC)	<input checked="" type="checkbox"/>
Defensive Tactics	<input type="checkbox"/>	Use of Restraints	<input type="checkbox"/>
Chemical Agents	<input type="checkbox"/>	Crisis Intervention / Conflict Resolution	<input type="checkbox"/>
IPC Skills	<input type="checkbox"/>	EEO	<input type="checkbox"/>
Cell Extractions	<input type="checkbox"/>	PREA	<input type="checkbox"/>
Facility Emergency Response	<input type="checkbox"/>		